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page no.
and date

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The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

Title 8—Aliens and Nationality CHAPTER I—IMMIGRATION AND NATURALIZATION SERVICE, DEPARTMENT OF JUSTICE

[File No. CO 845-P]

PART 100—STATEMENT OF ORGANIZATION

Correction

In FR Doc. 73-26284 appearing at page 34183 in the issue for Wednesday, December 12, 1973, in § 100.4(b), paragraph 38 *Houston, Texas, "Grayson,"* should be added after "Gray," in the fifteenth line.

Title 9—Animals and Animal Products CHAPTER I—ANIMAL AND PLANT HEALTH INSPECTION SERVICE, DEPARTMENT OF AGRICULTURE

SUBCHAPTER D—EXPORTATION AND IMPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS

PART 94—RINDERPEST, FOOT-AND-MOUTH DISEASE, FOWL PEST (FOWL PLAGUE), NEWCASTLE DISEASE (AVIAN PNEUMOENCEPHALITIS), AFRICAN SWINE FEVER, AND HOG CHOLERA; PROHIBITED AND RESTRICTED IMPORTATIONS

Change in Disease Status of the Bahama Islands; Correction

In FEDERAL REGISTER docket 73-24223 (38 FR 31415), appearing in the FEDERAL REGISTER of Wednesday, November 14, 1973, amendment one in the first column on page 31416, is corrected to read:

§ 94.11 [Amended]

1. Section 94.11(a) is amended by adding thereto the name of the Bahama Islands before the references to "Great Britain."

It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to this action are impracticable and unnecessary, and good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

Effective date. The foregoing action shall become effective January 18, 1974.

J. M. HEJL,
Acting Deputy Administrator,
Veterinary Services, Animal
and Plant Health Inspection
Service.

[FR Doc. 74-1575 Filed 1-17-74; 8:45 am]

PART 97—OVERTIME SERVICES RELATING TO IMPORTS AND EXPORTS Commuted Traveltime Allowances

The purpose of this amendment is to establish commuted traveltime periods as nearly as may be practicable to cover the time necessarily spent in reporting to and returning from the place at which an employee of Veterinary Services performs overtime or holiday duty when such travel is performed solely on account of overtime or holiday duty. Such establishment depends upon facts within the knowledge of the Animal and Plant Health Inspection Service.

Therefore, pursuant to the authority conferred upon the Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service by § 97.1 of the regulations concerning overtime services relating to imports and exports (9 CFR 97.1), administrative instructions 9 CFR 97.2 (1974 ed.), as amended January 4, 1974 (39 FR 999), prescribing the commuted travel time that shall be included in each period of overtime or holiday duty, are hereby amended by adding to or deleting from the respective lists therein as follows:

OUTSIDE METROPOLITAN AREA

ONE HOUR

Add: Shelbyville, Illinois (when served from Pana, Illinois).

TWO HOURS

Add: Shelbyville, Illinois (when served from Mattoon, Illinois).

Add: Peoria, Illinois (when served from Normal, Illinois).

Add: Port of Columbus, New Mexico (when served from Deming, New Mexico).

THREE HOURS

Add: Shelbyville, Illinois (when served from Hillsboro, Illinois).

FOUR HOURS

Add: DuQuoin, Illinois (when served from Collinsville, Illinois).

(64 Stat. 561; 7 U.S.C. 2260.)

Effective date. The foregoing amendment shall become effective January 18, 1974.

It is to the benefit of the public that these instructions be made effective at the earliest practicable date. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

Accordingly, pursuant to 5 U.S.C. 553, it is found upon good cause that notice and public procedure on these instructions are impracticable, unnecessary, and contrary to the public interest, and good

cause is found for making them effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 15th day of January 1974.

J. M. HEJL,
Acting Deputy Administrator,
Veterinary Services, Animal
and Plant Health Inspection
Service.

[FR Doc. 74-1574 Filed 1-17-74; 8:45 am]

Title 12—Banks and Banking CHAPTER VII—NATIONAL CREDIT UNION ADMINISTRATION

PART 709—DIVISION OF ASSETS, LIABILITIES, AND CAPITAL

Correction

In FR Doc. 74-468 appearing at page 1271 for the issue of Monday, January 7, 1974, the part heading should read as set forth above.

Title 18—Conservation of Power and Water Resources

CHAPTER I—FEDERAL POWER COMMISSION

[Docket No. RM74-10; Order 501]

SUBMISSION OF APPLICATIONS FPC Processing Procedures

JANUARY 10, 1974.

The following amendments were proposed by staff to provide a sufficient number of copies of applications and to reduce the time required by staff to process applications submitted pursuant to the regulations under the Federal Power Act, 16 U.S.C. 791 et seq. The maximum number of copies of each application for license required by the Commission's Regulations is sixteen, while the current minimum number of copies required for processing, including the solicitation of agency comments, is fifty.

Experience has shown that the initial filing of an application is often deficient in some respect, which necessitates the filing of supplements and amendments to the application. In the past, staff has undertaken the burdensome task of incorporating such changes into the original application. The amendments authorized hereinafter would shift this burden to the applicant, and also provide that public notice of the application will be given after the Secretary has determined that the application is found acceptable for processing.

Staff has also encountered problems with regard to the storage, assembly, and

mailing of large volumes of texts, tracings, and prints filed with each application. Under the present practice, staff now manually places FPC drawing numbers on each tracing and print submitted. These problems would be eliminated by delaying submission of the appropriate number of copies of each application until such application is accepted for processing and by requiring the applicant to number all submissions.

The Commission finds:

(1) The notice, public procedure, and effective date provisions of 5 U.S.C. 553 do not apply with respect to the amendments here adopted as these amendments affect the rules of procedure of the Commission and are meant to simplify and expedite the processing of applications.

(2) In view of the purpose, intent and effect of the amendments herein ordered, good cause exists for making them effective upon issuance of this order.

(3) The amendments to the regulations under the Federal Power Act herein prescribed are necessary and appropriate for the administration of the Federal Power Act.

The Commission, acting pursuant to the provisions of the Federal Power Act, as amended, particularly section 309 (49 Stat. 858; 16 U.S.C. 825 h) orders:

Parts 4, 5, 9, and 16 of 18 CFR Chapter I are amended as follows:

PART 4—LICENSES, PERMITS, AND DETERMINATION OF PROJECT COSTS

(A) Section 4.31 of 18 CFR Part 4 is revised to read as follows:

§ 4.31 Acceptance for filing or rejection of applications.

(a) When an application which conforms to the requirements of § 1.15 of this chapter is received, it will be given a filing number. Notice of receipt thereof and filing number given thereto will be furnished applicant. When the application is found acceptable for processing by the Secretary, notices will be given in accordance with the requirements of section 4 of the Act (49 Stat. 839; 16 U.S.C. 797), § 1.37 of this chapter, and the Fish and Wildlife Coordination Act, 48 Stat. 401, as amended 16 U.S.C. 611 et. seq. Notice will also be given to the appropriate office of the Department of the Interior as to the public lands affected, if any, so that withdrawals from entry may be recorded, unless such action has been taken in connection with a preliminary permit. An application in order to be acceptable for processing must contain the information required pursuant to §§ 4.40 through 4.51, inclusive, as well as any additional information required, as appropriate, except that: (1) Exhibit A may be incorporated in an application by reference where an applicant files applications for several projects one of which already contains an Exhibit A or in any case where applicant has filed an Exhibit A within 10 years preceding the filing of the application, and (2) for unconstructed projects, revised Exhibits F and K may be filed subsequent to the issuance of the license as prescribed therein.

(b) An original and nine conformed copies of the application and all accompanying documents shall be filed initially. Each application shall include all of the information and exhibits required pursuant to § 4.40 through 4.51, including full size prints of all required maps and drawings. The originals (tracings) of maps and drawings are not to be filed at this time but will be requested pursuant to paragraph (c) of this section. If the application is found to be deficient, the Secretary will notify the applicant of the deficiencies and will request that the applicant submit revisions or additions to the application.

(c) When an application is found acceptable for processing, the Secretary will notify the applicant and will specify the number of copies of the application and exhibits, as revised, to be filed for processing. FPC drawing numbers for all maps and drawings will be supplied to the applicant at this time. Tracings, and prints thereof, filed pursuant to this paragraph shall be labeled with the proper FPC drawing number.

(d) An applicant may be required to furnish additional information required pursuant to these sections at such time as the Secretary directs. Failure to furnish the required information will constitute grounds for rejection of the application by the Secretary as provided by § 1.14 of this chapter. The Commission may require as a condition of license that the licensee furnish additional or revised exhibits by a specified time. Failure to furnish such information within the time specified, or an extension thereof granted by the Commission, shall constitute a violation of the license and cause for action under section 26 of the Federal Power Act.

(E) The introductory paragraph of 18 CFR 4.40 is revised to read as follows:

§ 4.40 Contents.

Each application for license for a complete project of more than 2,000 horsepower installed capacity to be constructed, or for a minor part of such project, shall be verified, shall conform to § 131.2 of this chapter, shall be filed in accordance with § 4.31, and shall set forth in appropriate detail the following information in the order indicated.

(C) In 18 CFR 4.42, footnote 1, and paragraphs (h) and (i) are revised to read as follows:

§ 4.42 Specifications for drawings.¹

(h) The tracing of each drawing, and a print thereof reduced to approximately 10½ inches in small dimension and included in each copy of the application, shall be filed with the Commission.

(i) All tracings, and full-size prints where required, shall be rolled, not folded, for mailing.

(D) The introductory paragraph of 18 CFR 4.50 is revised to read as follows:

¹ Applications must conform to requirements of § 1.5 of this chapter.

§ 4.50 Contents.

Each application for license for a complete project of more than 2,000 horsepower installed capacity already constructed, or for a minor part of such project, shall be verified, shall conform to § 131.2 of this chapter, shall be filed in accordance with § 4.31, and shall set forth in appropriate detail all information and exhibits prescribed in §§ 4.40 to 4.42, inclusive, for applications for licenses for proposed major projects, except as hereinafter provided.

(E) Section 4.60 of 18 CFR Chapter II is revised to read as follows:

§ 4.60 Contents.

Each application for a license for a complete project having installed capacity of 2,000 horsepower or less, or for part of such project, whether constructed or to be constructed shall conform to § 131.6 of this chapter and shall be filed in accordance with § 4.31.

(F) The introductory paragraph of 18 CFR 4.70 is revised to read as follows:

§ 4.70 Contents.

Each application for license for transmission line only shall be verified, shall conform to § 131.5 of this chapter, shall be filed in accordance with § 4.31, shall set forth in appropriate detail the following information in the order indicated.

(G) The introductory paragraph of 18 CFR 4.82 is revised to read as follows:

§ 4.82 Contents of application.

Each application for preliminary permit shall be submitted as prescribed in § 131.10 of this chapter, shall be filed in accordance with § 4.31, and shall set forth in appropriate detail the following information in the order indicated.

(H) Section 4.84 of 18 CFR Chapter II is revised to read as follows:

§ 4.84 Amendments.

Applications for amendments of preliminary permits shall follow the form prescribed for original applications, as far as applicable, and shall be filed in accordance with § 4.31. If an application for an amendment embraces sites or areas not covered by the original permit, notice of such application will be given in the manner required for the original application.

PART 5—APPLICATION FOR AMENDMENT OF LICENSE

(I) Section 5.1 of 18 CFR Chapter II is revised to read as follows:

§ 5.1 Amendment of license.

Where a licensee desires to make a change in the physical features of the project or its boundary, and/or make an addition or betterment and/or abandonment or conversion, of such character as to constitute an alteration of the license, application for an amend-

ment of the license shall be filed with the Commission, fully describing the changes licensee desires to make. Furthermore, the provisions of § 2.81(a) of this chapter shall apply to all applications for amendment of license as defined therein. If, after consideration of an application for amendment of the license, the Commission is of the opinion that the contemplated changes are of such character as to constitute a substantial alteration of the license, public notice of such application shall be given by an advertisement made at least 30 days prior to action upon the application. The application for amendment of license shall be verified, shall conform to § 131.30 of this chapter, and shall be filed in accordance with § 4.31 of this chapter.

PART 9—TRANSFER OF LICENSE OR LEASE OF PROJECT PROPERTY

(J) Section 9.1 of 18 CFR Chapter II is revised to read as follows:

§ 9.1 Filing.

Any licensee desiring to transfer a license or rights thereunder granted, and the person, association, corporation, State, or municipality desiring to acquire the same, shall jointly or severally file an application for approval of such transfer and acquisition. Such application shall be verified, shall conform to § 131.20 of this chapter, and shall be filed in accordance with § 4.31 of this chapter.

(K) Section 9.10 of 18 CFR Chapter II is revised to read as follows:

§ 9.10 Filing.

Any licensee desiring to lease the project property covered by a license or any part thereof, whereby the lessee is granted the exclusive occupancy, possession, or use of project works for purposes of generating, transmitting, or distributing power, and the person, association, or corporation, State, or municipality desiring to acquire such project property by lease, shall file as many copies of such proposed lease together with as many copies of the application as required in accordance with § 4.31 of this chapter. Such application and action thereon by the Commission will, in general, be subject to the provisions of §§ 9.1-9.3.

PART 16—PROCEDURES RELATING TO TAKEOVER AND RELICENSING OF LICENSED PROJECTS

(L) Paragraph (a) of 18 CFR 16.6 is revised to read as follows:

§ 16.6 Applications for new license for projects subject to sections 14 and 15 of the Federal Power Act and all major projects.

(a) Each application for a new license hereunder shall conform in form to § 131.2 of this chapter, and shall set forth in appropriate detail all information and exhibits prescribed in §§ 4.40 through 4.42 of this chapter, inclusive and in § 4.51 of this chapter, as well as additional in-

formation specified in paragraphs (b) through (e) of this section, except that Exhibit A may be incorporated in an application by reference where one applicant files applications for several projects, one of which already contains an Exhibit A or in any case where applicant has filed an Exhibit A within 10 years preceding the filing of the application, and that Exhibits N and O as specified in § 4.41 of this chapter need only be filed as provided in paragraph (c) of this section. The application and all accompanying exhibits shall be filed in accordance with § 4.31.

(M) The introductory paragraph of 18 CFR 16.7 is revised to read as follows:

§ 16.7 Application for nonpower license.

Each application for "non-power license" shall generally follow the form prescribed in § 131.6 of this chapter, except for subsections 7 and 8 thereof. It shall be accompanied by Exhibits K, L, R, and S prepared as described in § 4.41 of this chapter, and shall include the information specified in paragraphs (a) through (c) of this section. The application and all accompanying exhibits shall be filed in accordance with § 4.31 of this chapter.

(N) The amendments ordered herein shall be effective immediately upon the issuance of this order.

(O) The Secretary shall cause prompt public notice of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.
[FR Doc.74-1562 Filed 1-17-74; 8:45 am]

Title 40—Protection of Environment CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

PART 80—REGULATION OF FUELS AND FUEL ADDITIVES

Control of Lead Additives in Gasoline Correction

In FR Doc. 73-25766, appearing at page 33734 in the issue for Thursday, December 6, 1973, the effective date in the first column on page 33741 which reads "January 7, 1973" should read "January 7, 1974".

Title 47—Telecommunication CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

PART 83—STATIONS ON SHIPBOARD IN THE MARITIME SERVICES

Plurality License for Certain Vessels

In the matter of Amendment of Part 83 of the Federal Communications Commission's rules and regulations concerning plurality license for vessels not subject to the compulsory radio requirements of the Safety of Life at Sea Convention or the Communications Act of 1934, as amended.

1. By this Order, it is intended to permit the issuance of a plurality ship station license for vessels subject to the Vessel Bridge-to-Bridge Radiotelephone Act (Public Law 92-63) and otherwise voluntarily radio equipped.

2. Section 83.39(b) (3) presently prohibits the issuance of a plurality license for transmitting equipment installed on board a ship for the purpose of complying with the provisions of any statute or international agreement requiring the installation or use for safety purposes. Prior to the Bridge-to-Bridge Act, this prohibition did not affect the large majority of vessels operating in domestic waters. However, many of these vessels are now subject to the statutory requirements of the Bridge-to-Bridge Act. Consequently, the licensees of vessels now subject to the Bridge-to-Bridge Act and otherwise voluntarily radio equipped may no longer operate under a plurality license.

3. The attached amendment would allow vessels subject to the Bridge-to-Bridge Act and otherwise voluntarily radio equipped to operate under a plurality license but would continue the prohibition against the issuance of plurality licenses for vessels subject to the compulsory radio requirements of the Safety of Life at Sea Convention or the Communications Act. These vessels operate largely in international waters and are required by international agreements to have individual licenses.

4. The amendment adopted herein relates to practice and procedure, and hence, the prior notice, procedure, and effective date provisions of 5 U.S.C. 5533 are not applicable. Authority for the promulgation of the amendment is contained in section 4(i) and 303(r) of the Communications Act of 1934, as amended.

5. Accordingly, it is ordered, effective January 23, 1974, That Part 83 of the rules and regulations is amended as set forth below.

(Secs. 4, 303, 48 Stat., as amended, 1068, 1082; 47 U.S.C. 154, 303.)

Adopted: January 9, 1974.

Released: January 14, 1974.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

Part 83 of 47 CFR Chapter I is amended as follows:

1. Section 83.39(b) (3) is amended as follows:

§ 83.39 One application for a plurality ship station license.

(b) * * *

(3) The transmitting equipment is not installed on board ship for the purpose of complying with the compulsory radio requirements of the Safety of Life at Sea Convention or the Communications Act of 1934, as amended.

* * * * *
[FR Doc.74-1530 Filed 1-17-74; 8:45 am]

Title 7—Agriculture

CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Navel Orange Regulation 307, Amendment 1]

PART 907—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

This regulation increases the quantity of California-Arizona Navel oranges that may be shipped to fresh market during the weekly regulation period January 11-17, 1974. The quantity that may be shipped is increased due to improved market conditions for Navel oranges. The regulation and this amendment are issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 907.

§ 907.607 Navel Orange Regulation 307.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907), regulating the handling of Navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for an increase in the quantity of oranges available for handling during the current week results from changes that have taken place in the marketing situation since the issuance of Navel Orange Regulation 307 (39 FR 1598). The marketing picture now indicates that there is a greater demand for Navel oranges than existed when the regulation was made effective. Therefore, in order to provide an opportunity for handlers to handle a sufficient volume of Navel oranges to fill the current market demand thereby making a greater quantity of Navel oranges available to meet such increased demand, the regulation should be amended, as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until February 19, 1974 (5 U.S.C. 553) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of

Navel oranges grown in Arizona and designated part of California.

(b) *Order, as amended.* The provisions in paragraph (b) (1) (i) of § 907.607 (Navel Orange Regulation 307 (39 FR 1598)) are hereby amended to read as follows:

“(1) District 1: 850,000 cartons.”

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 16, 1974.

CHARLES R. BRADER,
Deputy Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[FR Doc. 74-1711 Filed 1-17-74; 8:45 am]

[Lemon Regulation 622]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

This regulation fixes the quantity of California-Arizona lemons that may be shipped to fresh market during the weekly regulation period Jan. 20-26, 1974. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 910. The quantity of lemons so fixed was arrived at after consideration of the total available supply of lemons, the quantity of lemons currently available for market, the fresh market demand for lemons, lemon prices, and the relationship of season average returns to the parity price for lemons.

§ 910.922 Lemon Regulation 622.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this regulation to limit the quantity of lemons that may be marketed during the ensuing week stems from the production and marketing situation confronting the lemon industry.

(i) The committee has submitted its recommendation with respect to the quantity of lemons it deems advisable to be handled during the ensuing week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the demand for lemons is somewhat eas-

ier this week for 115's and larger sizes but remains good for 165's and smaller sizes, which are in short supply. Average f.o.b. price was \$5.60 per carton the week ended January 12, 1974 compared to \$5.75 per carton the previous week. Track and rolling supplies at 120 cars were up 10 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the quantity of lemons which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this regulation until February 19, 1974 (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on January 15, 1974.

(b) *Order.* (1) The quantity of lemons grown in California and Arizona which may be handled during the period January 20, 1974, through January 26, 1974, is hereby fixed at 205,000 cartons.

(2) As used in this section, “handled,” and “carton(s)” have the same meaning as when used in the said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 16, 1974.

CHARLES R. BRADER,
Deputy Director, Fruit and Veg-
etable Division, Agricultural
Marketing Service.

[FR Doc. 74-1710 Filed 1-17-74; 8:45 am]

[Grapefruit Reg. 94]

PART 912—GRAPEFRUIT GROWN IN THE INDIAN RIVER DISTRICT IN FLORIDA

Limitation of Handling

This regulation fixes the quantity of Florida Indian River grapefruit that may be shipped to fresh market during the weekly regulation period January 21-27, 1974. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 912. The quantity of grapefruit produced in the Indian River District in Florida so fixed was arrived at after consideration of the total available supply of Indian River grapefruit, the quantity currently available for market, the fresh market demand for Indian River grapefruit, Indian River grapefruit prices, and the relationship of season average returns to the parity price for Florida grapefruit.

§ 912.94 Grapefruit Regulation 94.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 912, as amended (7 CFR Part 912), regulating the handling of grapefruit grown in the Indian River District in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendation and information submitted by the Indian River Grapefruit Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling such grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this regulation to limit the quantity of Indian River grapefruit that may be marketed during the ensuing week stems from the production and marketing situation confronting the Indian River grapefruit industry.

(i) The committee has submitted its recommendation with respect to the total quantity of grapefruit which it deems advisable to be handled during the next succeeding week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the market demand for Indian River grapefruit is extremely weak and is expected to remain weak through the month of January. Average f.o.b. prices per $\frac{1}{2}$ bushel carton were for the week ended January 13, 1974, averaged \$2.64 for white seedless and \$3.26 for pink seedless. Shipments and for the week ended January 13, 1974, and for the previous week were 480 carlots and 385 carlots, respectively. On January 13, 1974, there were approximately 8,043 carlots of Indian River grapefruit remaining for interstate shipments, while 4,457 carlots have been shipped to date.

(ii) Having considered the recommendation and information submitted by the committee, and other available in-

formation, the Secretary finds that the quantity of grapefruit which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Indian River grapefruit and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation for regulation together with its supporting information has been submitted by the committee, however, the Secretary has modified the recommendation to provide for the shipment of a greater quantity of grapefruit, retaining the same effective date, and such information is being disseminated among handlers of such Indian River grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on January 15, 1974.

(b) *Order.* (1) The quantity of grapefruit grown in the Indian River District which may be handled during the period January 21, through January 27, 1974, is hereby fixed at 150,000 standard packed boxes.

(2) As used in this section, "handled," "Indian River District," "grapefruit," and "standard packed box" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 16, 1974.

CHARLES R. BRADER,
Deputy Director, Fruit and
Vegetable Division Agricultural
Marketing Service.

[FR Doc.74-1609 Filed 11-17-74; 8:45 am]

[Grapefruit Reg. 60]

PART 913—GRAPEFRUIT GROWN IN THE INTERIOR DISTRICT IN FLORIDA

Limitation of Handling

This regulation fixes the quantity of Florida Interior grapefruit that may be

shipped to fresh market during the weekly regulation period January 21-27, 1974. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 913. The quantity of grapefruit produced in the Interior District in Florida so fixed was arrived at after consideration of the total available supply of Florida Interior grapefruit, the quantity currently available for market, the fresh market demand for Florida Interior grapefruit, Interior grapefruit prices, and the relationship of season average returns to the parity price for Florida grapefruit.

§ 913.360 Grapefruit Regulation 60.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 913, as amended (7 CFR Part 913), regulating the handling of grapefruit grown in the Interior District in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Interior Grapefruit Marketing Committee, established under said marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this regulation to limit the quantity of Interior District grapefruit that may be marketed during the ensuing week stems from the production and marketing situation confronting the Interior District grapefruit industry. The committee has submitted its recommendation with respect to the total quantity of grapefruit which it deems advisable to be handled during the next succeeding week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the market demand for Florida Interior District Grapefruit is slow. Average f.o.b. prices per $\frac{1}{2}$ bushel carton were \$2.44 for white seedless and \$2.80 for pink seedless during the week ended January 13, 1974. Shipments for the week ended January 13 and for the previous week were 285 carlots and 250 carlots, respectively. On January 13, 1974, there were approximately 6,367 carlots of Interior District grapefruit remaining for interstate shipments while 5,133 carlots had been shipped to that date. Having considered the recommendation and information submitted by the committee, and other available information the Secretary finds that the quantity of grapefruit which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became

available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Interior grapefruit, and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Interior grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on January 15, 1974.

(b) *Order.* (1) The quantity of grapefruit grown in the Interior District which may be handled during the period January 21, 1974, through January 27, 1974, is hereby fixed at 162,500 standard packed boxes.

(2) As used in this section, "handled," "Interior District," "grapefruit," and "standard packed box" have the same meaning as when used in said marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 16, 1974.

CHARLES R. BRADER,
Deputy Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[FR Doc. 74-1610 Filed 1-17-74; 8:45 am]

PART 947—IRISH POTATOES GROWN IN MODOC AND SISKIYOU COUNTIES IN CALIFORNIA AND IN ALL COUNTIES IN OREGON EXCEPT MALHEUR COUNTY

Exemptions

This document amends the administrative rules under which the Oregon-California Potato Committee operates, in order to simplify the rules and regulations and to make the committee a more effective organization. The rules and regulations consolidate §§ 947.120-122 in a revised § 947.120 and retain § 947.123 in a slightly abbreviated form, to pro-

vide a practical method for evaluation of requests for hardship exemptions. Sections 947.130 and 947.131 are combined in § 947.130 to establish a method of obtaining Special Purpose Certificates. Material previously issued in the yearly handling regulations is incorporated in § 947.132. Section 947.133 is revised to specify conditions under which a Special Purpose Certificate may be revoked or denied. A new § 947.134 provides for establishing a committee list of potato processors eligible to receive potatoes exempt from the fresh market requirements. Section 947.140 is deleted because the certifying agency no longer exists.

The amendment was recommended by the Oregon-California Potato Committee, established pursuant to Marketing Agreement No. 114 and Order No. 947, both as amended (7 CFR Part 947), regulating the handling of Irish potatoes grown in Modoc and Siskiyou Counties in California and in all counties in Oregon except Malheur County. This program is issued under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

Findings. After consideration of all relevant matters presented, including the proposal set forth in the notice, it is hereby found and determined that the amendment will tend to effectuate the declared policy of the act.

It is further found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) These administrative rules are required to conform with the authorities specified in the amended order; (2) Shipments of potatoes grown in the production area are currently being marketed and the amended rules should become effective at the time herein provided to improve operations of the Oregon-California Potato Committee; (3) Information regarding the provisions of the recommendations by the committee has been disseminated among the growers and handlers of potatoes in the production area; (4) Notice hereof has been given by publication in the FEDERAL REGISTER of January 3, 1974 (39 FR 810); and (5) Compliance with this amendment will not require any special preparation on the part of handlers subject thereto which cannot be completed on or before the effective time hereof.

The amendment is as follows:

§§ 947.121, 947.122 [Deleted]

1. Sections 947.121 and 947.122 are deleted and §§ 947.120 and 947.123 are revised to read as follows:

EXEMPTIONS

§ 947.120 Hardship exemption.

Handlers seeking an exemption pursuant to the provisions of §§ 947.65-947.67 shall make application to the committee on forms furnished by it. All information and conditions relative to the application will be considered promptly. The decision of the committee shall be final subject to the appeal procedures prescribed in § 947.67.

§ 947.123 Reports and records.

Any person handling potatoes under § 947.120 shall record and report shipments in such frequency as the committee may prescribe.

2. Sections 947.130-947.133 are revised to read as follows:

SAFEGUARDS

§ 947.130 Special Purpose Certificates—application and issuance.

Each person handling potatoes for special purposes under safeguard requirements imposed pursuant to this part shall apply to the committee for a Special Purpose Certificate. The committee shall make available, on request, the forms for such application as well as such report forms at it may require under § 947.132.

§ 947.131 [Reserved]

§ 947.132 Reports.

(a) *Immature potatoes.* The applicant shall identify the producer and the dates on which such potatoes will be handled in his application for a Special Purpose Certificate.

(b) *Certified seed.* A special purpose shipment report shall be required for each load of certified seed when shipped outside the district (§ 947.18) where grown. The shipper of such certified seed potatoes shall return the completed form to the committee within the time period prescribed on such forms.

(c) *Livestock feed.* (1) The committee may require the applicant to furnish information specifying the location where the potatoes are to be consumed, the anticipated quantity of potatoes to be so handled, the total acreage from which the feed will be derived and the approximate starting and ending dates for such shipments.

(2) Any person handling potatoes for this purpose shall record and report the volume handled at such intervals as the committee may prescribe.

(d) *Grading and storing.* (1) An applicant shall furnish the committee information specifying the location where the potatoes were grown in the production area, the acreage to be harvested and the approximate starting and ending dates for the shipments.

(2) Upon conclusion of such shipments, he shall report to the committee the total gross volume of potatoes handled.

(3) The provisions of paragraph (c) of this section shall be applicable to the disposition of any portion of such shipments diverted to livestock feed.

§ 947.133 Denial and appeals.

(a) The committee may suspend a handler's Special Purpose Certificate for a period of 30 days for failure to report as required by § 947.132.

(1) A handler who has had two or more certificates suspended or his certificate suspended twice within the preceding two year period may be refused a Special Purpose Certificate. The committee also may revoke for a period of up to one year the Special Purpose Cer-

tificate of any handler who has had his certificate suspended twice within a marketing season.

(b) Upon refusal, suspension or revocation of a Special Purpose Certificate, the handler may make a written appeal for reconsideration of the decision to the committee. The Chairman shall direct that the committee immediately reconsider the action.

3. A new § 947.134 is added as follows:

§ 947.134 Establishment of list of manufacturers of potato products.

(a) The committee shall establish and maintain in its office a list of firms who are manufacturers of potato products handled pursuant to § 947.54(a)(5)-(7) inclusive. Such list may consist of firms actively engaged in the business of canning, freezing, or "other processing" as defined in the act; or prepeeling as described in § 52.2422 United States Standards for Grades of Peeled Potatoes (§§ 52.2421-52.2433 of this title).

(b) Persons who wish to be placed on the committee's list of manufacturers of potato products may apply to the committee and shall supply the following information:

- (1) Name and address of applicant;
- (2) Location and description of facilities for commercial processing of potatoes into products;
- (3) Expected source of potatoes for commercial processing into products;
- (4) Such other information as the committee, with the approval of the Secretary, may deem necessary.

Upon receipt of an application for such listing, the Oregon-California Potato Committee shall make such investigation as it deems necessary, and if it appears that the applicant may reasonably be expected to use potatoes covered by the application in accordance with and to comply with the requirements of this section, it shall place the person's name on the Oregon-California Potato Committee's list of manufacturers of potato products.

(c) If shipment is to a person whose name is not on the committee's list of manufacturers, the handler must provide evidence to the committee prior to shipment that the potatoes will be used only for processing into products. Further, he shall submit reports as pre-

scribed by the committee and approved by the Secretary.

(d) The committee may remove from the list of manufacturers of potato products the name of any person who diverts processing potatoes to fresh market channels.

§ 947.140 [Deleted]

4. Section 947.140 is deleted.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674).

Effective January 18, 1974.

Dated: January 15, 1974.

CHARLES R. BRADER,
Deputy Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[FR Doc.74-1576 Filed 1-15-74; 4:51 pm]

CHAPTER XIV—COMMODITY CREDIT CORPORATION, DEPARTMENT OF AGRICULTURE

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Grain Price Support Regs.—1973 Crop Tung Oil Supp.]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1973 Crop Tung Oil Warehouse-Stored Loan Program

On page 26006 of the FEDERAL REGISTER of September 17, 1973, there was published a notice of proposed rulemaking relating to the support program for 1973 crop of tung nuts. Interested persons were given 30 days in which to submit data, views, or recommendations pertaining to the proposed determinations. Two submissions, urging a support level above 65 percent of parity, were received pursuant to the notice of proposed rulemaking. It has been determined that under present circumstances, a support level at 65 percent of parity is appropriate.

The general regulations governing price support for the 1970 and subsequent crops (35 FR 7363) and any amendments thereto and the 1970 and subsequent crops tung oil warehouse-stored loan program regulations (35 FR 19499) and any amendments to such regulations are further supplemented for the 1973 crop of tung nuts as follows. The material previously appearing in these §§ 1421.450

through 1421.453 shall remain in full force and effect as to the crops to which it is applicable.

Subpart—1973 Crop Tung Oil Warehouse-Stored Loan Program

Sec.

- 1421.450 Availability.
- 1421.451 Service fees and delivery charges.
- 1421.452 Support rate.
- 1421.453 Maturity of loans.

AUTHORITY: Sec. 4, 62 Stat. 1070, as amended; 14 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 201, 401, 63 Stat. 1052, as amended, 1054; 15 U.S.C. 714c; 7 U.S.C. 1446, 1421.

Subpart—1973 Crop Tung Oil Warehouse-Stored Loan Program

§ 1421.450 Availability.

(a) *Area.* The program will be available in the States of Alabama, Florida, Georgia, Louisiana, Mississippi, and Texas.

(b) *Period.* Loans will be available from November 1, 1973 through September 30, 1974.

§ 1421.451 Service fees and delivery charges.

Producers shall pay a loan service fee as provided in § 1421.11(a) of the general regulations and instead of the delivery charge specified in § 1421.11(b) of the general regulations, a delivery charge of 6 cents per hundredweight for the quantity of tung oil tendered to CCC for loan which is not redeemed by October 31, 1974. Such fee and charge will be deducted from loan proceeds, but the charge applicable to the quantity of oil redeemed will be credited to the producer's account.

§ 1421.452 Support rate.

Loans on eligible tung oil produced from 1973-crop tung nuts shall be made at the rate of 27.6 cents per pound.

§ 1421.453 Maturity of loans.

Loans will mature on demand but not later than October 31, 1974.

Effective date: January 18, 1973.

Signed at Washington, D.C., on January 10, 1974.

GLENN A. WEIR,
Acting Executive Vice President,
Commodity Credit Corporation.

[FR Doc.74-1518 Filed 1-17-74; 8:45 am]

Proposed Rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rulemaking prior to the adoption of the final rules.

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Part 162]

ROAD PROJECTS

Public Hearings; Starting Date

Correction

The above titled document which appeared on page 34813 of the issue for Wednesday, December 19, 1973, should have the following added after the signature: "Acting Deputy Commissioner" and "[FR Doc. 73-26792 Filed 12-18-73; 8:45 am]"

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[29 CFR Part 1910]

OCCUPATIONAL EXPOSURE TO INORGANIC MERCURY

Advance Notice of Proposed Standard

The National Institute for Occupational Safety and Health (NIOSH), U.S. Department of Health, Education, and Welfare has submitted to the Secretary of Labor, pursuant to the Williams-Steiger Occupational Safety and Health Act of 1970, criteria for a recommended standard on the occupational exposure to inorganic mercury. The Office of Standards, Occupational Safety and Health Administration, U.S. Department of Labor is studying the criteria and would appreciate public participation on the issues of whether a new standard for inorganic mercury should be issued on the basis of the criteria or any other information, and, if so, what should be the contents of a proposed standard for inorganic mercury. The issues are set forth with greater particularity below.

Accordingly, interested persons are invited to submit written data, views and arguments concerning a standard on occupational exposure to inorganic mercury. Comments are specifically requested concerning:

- (1) Whether a new standard on occupational exposure to inorganic mercury should be issued;
- (2) Each section of the standard recommended by NIOSH;
- (3) Suitable alternatives to the recommendations of NIOSH;
- (4) Work injury and illness experience with inorganic mercury;
- (5) Supported cost data of the estimated costs of coming into compliance with the standard recommended by NIOSH;

(6) Supported data on any possible environmental impact of the recommended standard, and specifically (a) any adverse environmental effects which cannot be avoided should the standard be adopted, (b) alternatives to such standard, (c) the relationship between local short-term uses of man's environment and the maintenance and enhancement of long-term productivity, and (d) any irreversible commitments of resources which would be involved if the standard should be implemented; and (7) Any other related issues.

Communications should be submitted to the Office of Standards, Occupational Safety and Health Administration, U.S. Department of Labor, Room 504 Railway Labor Building, 400 First Street, NW., Washington, D.C. 20210, before March 25, 1974. The communications will be available for public inspection and copying at the Office of Standards.

The NIOSH document containing the criteria and the recommended standard on occupational exposure to inorganic mercury will be available for inspection and copying, upon request, at the Office of Standards in Washington, D.C. and at any of the following regional or area offices:

REGIONAL OFFICES

U.S. Department of Labor
Occupational Safety and Health Administration
Fourth Floor
18 Oliver Street
Boston, Massachusetts 02110

U.S. Department of Labor
Occupational Safety and Health Administration
Gateway Building
3535 Market Street, Room 15220
Philadelphia, Pennsylvania 19104

U.S. Department of Labor
Occupational Safety and Health Administration
300 South Wacker Drive
Room 1201
Chicago, Illinois 60606

U.S. Department of Labor
Occupational Safety and Health Administration
823 Walnut Street
Waltower Building—Room 300
Kansas City, Missouri 64106

U.S. Department of Labor
Occupational Safety and Health Administration
9497 Federal Building
450 Golden Gate Avenue
Box 36017
San Francisco, California 94102

U.S. Department of Labor
Occupational Safety and Health Administration

1515 Broadway
1 Astor Plaza
New York, New York 10036

U.S. Department of Labor
Occupational Safety and Health Administration
1375 Peachtree Street, N.E.
Suite 587
Atlanta, Georgia 30309

U.S. Department of Labor
Occupational Safety and Health Administration
7th Floor—Texaco Building
1512 Commerce Street
Dallas, Texas 75201

U.S. Department of Labor
Occupational Safety and Health Administration
Federal Building—Room 15010
P.O. Box 3588, 1961 Stout Street
Denver, Colorado 80202

U.S. Department of Labor
Occupational Safety and Health Administration
506 Second Avenue
1808 Smith Tower Building
Seattle, Washington 98104

AREA OFFICES

U.S. Department of Labor
Occupational Safety and Health Administration
Room 203—Midtown Plaza
700 East Water Street
Syracuse, New York 13210

U.S. Department of Labor
Occupational Safety and Health Administration
Room 802—Jonnet Building
4099 William Penn Highway
Monroeville, Pennsylvania 15146

U.S. Department of Labor
Occupational Safety and Health Administration
Federal Office Building
970 Broad Street—Room 1435C
Newark, New Jersey 07102

U.S. Department of Labor
Occupational Safety and Health Administration
370 Old Country Road
Garden City, Long Island, New York 11530

U.S. Department of Labor
Occupational Safety and Health Administration
Condominium San Alberto Building
Santurce, Puerto Rico 00907

U.S. Department of Labor
Occupational Safety and Health Administration
William J. Green, Jr. Federal Bldg.
600 Arch Street
Philadelphia, Pennsylvania 19106

U.S. Department of Labor
Occupational Safety and Health Administration

Charleston National Plaza Suite 1726 700 Virginia Street Charleston, West Virginia 25301	U.S. Department of Labor Occupational Safety and Health Administration	U.S. Department of Labor Occupational Safety and Health Administration
U.S. Department of Labor Occupational Safety and Health Administration Federal Building—Room 8081 400 N. 8th Street, P.O. Box 10186 Richmond, Virginia 23240	U.S. Post Office and Courthouse Room 423 46 East Ohio Street Indianapolis, Indiana 46204	City National Bank Building Room 803 Harney and 16th Streets Omaha, Nebraska 68101
U.S. Department of Labor Occupational Safety and Health Administration Federal Building—Room 1110A 31 Hopkins Plaza Baltimore, Maryland 21201	U.S. Department of Labor Occupational Safety and Health Administration 847 Federal Office Building 1240 East Ninth Street Cleveland, Ohio 44199	U.S. Department of Labor Occupational Safety and Health Administration 333 Queen Street—Suite 505 Honolulu, Hawaii 05913
U.S. Department of Labor Occupational Safety and Health Administration 1371 Peachtree Street, N.E. Room 723 Atlanta, Georgia 30309	U.S. Department of Labor Occupational Safety and Health Administration 307 Central National Bank Building Houston, Texas 77002	U.S. Department of Labor Occupational Safety and Health Administration Hartwell Building, Room 514 19 Pine Avenue Long Beach, California 90802
U.S. Department of Labor Occupational Safety and Health Administration Room 204—Bridge Building Fort Lauderdale, Florida 33308	U.S. Department of Labor Occupational Safety and Health Administration Michigan Theatre Building, Room 626 220 Bagley Avenue Detroit, Michigan 48226	U.S. Department of Labor Occupational Safety and Health Administration Federal Building, Room 227 605 West 4th Avenue Anchorage, Alaska 99501
U.S. Department of Labor Occupational Safety and Health Administration 2809 Art Museum Drive, Suite 4 Jacksonville, Florida 32207	U.S. Department of Labor Occupational Safety and Health Administration Room 5522 Federal Office Building 550 Main Street Cincinnati, Ohio 45202	U.S. Department of Labor Occupational Safety and Health Administration Suite 309 Executive Building 455 East 4th South Salt Lake City, Utah 84111
U.S. Department of Labor Occupational Safety and Health Administration Room 561—600 Federal Building Louisville, Kentucky 40202	U.S. Department of Labor Occupational Safety and Health Administration Room 734 Federal Office Building 234 N. Summit Street Toledo, Ohio 43604	U.S. Department of Labor Occupational Safety and Health Administration Suite 525—Petroleum Building 2812 1st Avenue North Billings, Montana 59101
U.S. Department of Labor Occupational Safety and Health Administration Commerce Building—Room 801 118 North Royal Street Mobile, Alabama 36602	U.S. Department of Labor Occupational Safety and Health Administration Adolphus Tower—Suite 1820 1412 Main Street Dallas, Texas 75202	U.S. Department of Labor Occupational Safety and Health Administration 100 McAllister Street, Room 1706 San Francisco, California 94102
U.S. Department of Labor Occupational Safety and Health Administration 1361 East Morehead Street Charlotte, North Carolina 28204	U.S. Department of Labor Occupational Safety and Health Administration Room 421 Federal Building 1205 Texas Avenue Lubbock, Texas 79401	U.S. Department of Labor Occupational Safety and Health Administration Suite 318—Amerco Towers 2721 North Central Avenue Phoenix, Arizona 85004
U.S. Department of Labor Occupational Safety and Health Administration 1600 Hayes Street—Suite 302 Nashville, Tennessee 37203	U.S. Department of Labor Occupational Safety and Health Administration Room 512—Petroleum Building 420 South Boulder Tulsa, Oklahoma 74103	U.S. Department of Labor Occupational Safety and Health Administration 1203 South Carson Street Carson City, Nevada 89701
U.S. Department of Labor Occupational Safety and Health Administration Todd Mall, 2047 Canyon Road Birmingham, Alabama 35216	U.S. Department of Labor Occupational Safety and Health Administration Squire Plaza Building 8527 W. Colfax Avenue Lakewood, Colorado 80215	U.S. Department of Labor Occupational Safety and Health Administration 121 107th Street, N.E. Bellevue, Washington 98004
U.S. Department of Labor Occupational Safety and Health Administration 300 South Wacker Drive Chicago, Illinois 60606	U.S. Department of Labor Occupational Safety and Health Administration 546 Carondelet Street—4th Floor New Orleans, Louisiana 70130	U.S. Department of Labor Occupational Safety and Health Administration Room 526 Pittock Block 921 S.W. Washington Street Portland, Oregon 97205
U.S. Department of Labor Occupational Safety and Health Administration Room 224—Bryson Building 700 Bryden Road Columbus, Ohio 43215	U.S. Department of Labor Occupational Safety and Health Administration 1627 Main Street Room 1100 Kansas City, Missouri 64108	NATIONAL OFFICE U.S. Department of Labor Occupational Safety and Health Administration Office of Standards Room 507—Railway Labor Building 400 First Street, N.W. Washington, D.C. 20210
U.S. Department of Labor Occupational Safety and Health Administration Clark Building—Room 400 633 West Wisconsin Avenue Milwaukee, Wisconsin 53203	U.S. Department of Labor Occupational Safety and Health Administration 210 North 12th Boulevard Room 554 St. Louis, Missouri 63101	and they will be available for inspection at the national and regional offices of the U.S. Department of Health, Education, and Welfare, National Institute for

PROPOSED RULES

Occupational Safety and Health, at the following addresses:

U.S. Department of HEW
National Institute for Occupational Safety & Health
Room 10-A-22
5600 Fishers Lane
Rockville, Maryland 20852

U.S. Department of HEW
National Institute for Occupational Safety & Health
1100 Commerce Street, Room 8-C-53
Dallas, Texas 75202

U.S. Department of HEW
National Institute for Occupational Safety & Health
401 North Broad Street
Philadelphia, Pennsylvania 19108

U.S. Department of HEW
National Institute for Occupational Safety & Health
9017 Federal Building
19th and Stout Streets
Denver, Colorado 80202

U.S. Department of HEW
National Institute for Occupational Safety & Health
50 Seventh Street, N.E.
Atlanta, Georgia 30323

U.S. Department of HEW
National Institute for Occupational Safety & Health
John F. Kennedy Federal Building
Government Center
Boston, Massachusetts 02203

U.S. Department of HEW
National Institute for Occupational Safety & Health
26 Federal Plaza
New York, New York 10007

U.S. Department of HEW
National Institute for Occupational Safety & Health
601 East 12th Street
Kansas City, Missouri 64106

U.S. Department of HEW
National Institute for Occupational Safety & Health
254 Federal Office Building
50 Fulton Street
San Francisco, California 94102

U.S. Department of HEW
National Institute for Occupational Safety & Health
300 South Wacker Drive
Chicago, Illinois 60607

U.S. Department of HEW
National Institute for Occupational Safety & Health
Arcade Building—1321 Second Street
Seattle, Washington 98101

Finally, copies of the NIOSH document may be purchased from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. The stock number is GPO-1733-00022.

This advance notice of proposed rulemaking is issued under section 6 of the Williams-Steiger Occupational Safety and Health Act of 1970 (84 Stat. 1593; 29 U.S.C. 655) and Secretary of Labor's Order No. 12-71 (36 FR 8754).

Signed at Washington, D.C., this 14th day of January, 1974.

J. H. STENDER,
Assistant Secretary of Labor.

[FR Doc. 74-1568 Filed 1-17-74; 8:45 am]

DEPARTMENT OF HEALTH,
EDUCATION, AND WELFARE

Social Security Administration

[20 CFR Part 416]

[Reg. 16]

SUPPLEMENTAL SECURITY INCOME FOR
THE AGED, BLIND, AND DISABLED

Marital, and Part-child Relationship

Correction

In FR Doc. 74-174 appearing at page 816 for the issue of Thursday, January 3, 1974, § 416.1001(b)(1) should read as follows:

(1) Such blind or disabled individual is under age 21 and is living with a parent (or such parent's spouse) and such parent (or such parent's spouse, if any) has income or resources; or

DEPARTMENT OF
TRANSPORTATION

National Highway Traffic Safety
Administration

[49 CFR Part 571]

[Docket No. 69-29; Notice 4]

MOTOR VEHICLE SAFETY STANDARDS

Windshield Mounting Retention

This notice proposes amendment of Motor Vehicle Safety Standard No. 212, 49 CFR 571.212, *Windshield mounting*, to extend its applicability to multipurpose passenger vehicles, trucks, and buses having a gross vehicle weight rating (GVWR) of 10,000 pounds or less. It would also coordinate its existing vehicle loading, dummy type, and test options with the test procedures of Standard 208, *Occupant crash protection*, to encourage more efficient certification and compliance testing.

An advance notice of proposed rulemaking published September 16, 1969 (34 FR 14438), proposed extending the applicability of the standard to all multipurpose passenger vehicles (MPV), trucks, buses, and to forward-facing windows in camper equipment. A subsequent notice of proposed rulemaking published August 23, 1972 (37 FR 16979), limited the proposed new applicability to MPV's, trucks, and buses with less than 10,000 pounds GVWR and proposed a delayed effective date for forward control vehicles. The proposal also suggested the elimination of one test option on the grounds of redundancy, and modified the vehicle loading to facilitate simultaneous testing with Standard 208.

The extension of applicability to new vehicle types raised few objections. Manufacturers generally objected to the proposed modifications to vehicle loading and available test options, arguing that a safety need for the change had not been shown. There are other valid reasons for amendment of the safety standards. For example, amendments that permit "simultaneous" certification testing of separate standards and amendments that reduce the amount of necessary compliance testing improve the efficiency of enforcement and the effective-

ness of the standards. For these reasons, the NHTSA proposes to modify Standard 212 to permit simultaneous testing under Standard 212 and Standard 208 and to eliminate a test option found in the present requirement.

Compatibility of Standard 212 with 208 would reduce the amount and expense of barrier crash testing. This goal becomes particularly important as new vehicle types with low volume production are made subject to crash testing.

Coordinated testing will not, however, eliminate separate requirements for standards 212 and 208. Contrary to comments submitted by Ford Motor Company, the NHTSA has no evidence of any incompatibility between windshield retention and passive restraint requirements. In fact, positive reasons exist to retain a separate windshield retention standard. The windshield provides valuable "passive protection" when present restraint systems are not used. Even where advanced passive restraints such as air cushions are provided, the windshield will continue to serve as a back-up system whenever needed.

The actual changes necessary to coordinate testing are minor. The 50th percentile Test Dummy specified in Part 572 of this chapter would replace the 95th percentile dummy. A small change in dummy weight and configuration is not considered crucial because the dummy impact follows vehicle deceleration forces on the windshield which are the principal forces affecting windshield retention.

The lighter test dummies may compensate in part for the increased weight required for Standard 208 loading, although it is recognized that the weights cannot be directly substituted. The added weight would be secured as necessary to prevent it from breaking loose on impact, and it is recognized that a small change in the crush dynamics will occur. The NHTSA has no evidence that the added weight significantly changes the requirement of the standard.

This notice also proposes elimination of test option (a) from the present standard. This is important for efficient enforcement of the Act, in that NHTSA compliance test results and manufacturer certification test results should generally refer to the same basic requirement, and therefore be directly comparable.

Option (a) utilizes no dummies. In the past this permitted coordinated testing with other "no dummy" standards. As standards are modified to conform with 208 test conditions, however, option (b) offers closer compatibility because it uses two unrestrained dummies. As modified the test procedure would require test dummies at each front outboard designated seating position and at any other position whose protection system is required to be tested by a Part 572 test dummy under the provisions of Standard 208.

In their comments to the former proposal manufacturers suggested the windshield retention standard not be extended to forward control vehicles and open

body type vehicles. One manufacturer argued that all MPV's can experience great torsional stress during off-road operation and should therefore be exempted to accommodate flexible moldings. It was also pointed out that the stiff frames of MPV's and trucks could increase deceleration force to the point where the windshield itself would give way under impact whether or not the mountings remained in place.

The NHTSA has concluded that its limitation of the standard's applicability to vehicles under 10,000 pounds sufficiently excludes those vehicles whose off-road use and stiff frames subject their windshields to extreme torsional stress and extremely rapid deceleration. The large numbers of MPV's and trucks under 10,000 pounds are commonly used as passenger vehicles on the highway, and their windshields should serve the same safety function as a passenger car windshield. The NHTSA agrees that the windshield of a forward control vehicle is likely to be instantly contacted in a collision and be unable to restrain passengers, and that the folding or removable windshields on some open-body type vehicles cannot reliably absorb force exerted on them. These vehicles would be excluded from the requirements.

Two comments objected to application of the standard to vehicles produced in small quantities, particularly those custom-built in several stages on an owner-supplied chassis, on the grounds that the quantity could not justify redesign and certification costs. Whether or not this argument justifies non-application of a standard to a particular case, the NHTSA would not consider low volume as a reason to make an exception for every vehicle of that type. The proper means to avoid application of the standard on hardship grounds would be a petition for temporary exemption under 49 CFR Part 555.

Several manufacturers suggested that a static or sled test replace the barrier crash test. The difficulty with static or sled tests is that the characteristics of the whole vehicle which affect the tested element would be ignored. The deceleration force on the windshield mounting is directly dependent on the "crushability" of the whole vehicle, and to test with a sled would eliminate this as a factor. Manufacturers are free, of course, to use sled tests to the extent that they can be accurately correlated with the standard's requirements.

The temperature condition under which the vehicle is required to meet the standard has not previously been specified, although it has been an issue in at least one enforcement case. High temperatures have generally been the most adverse to the vehicle. To clear up this uncertainty, a temperature range of 15°F. to 110°F. is proposed, through which every vehicle must conform.

Finally, comments to the previous proposal suggested 30 months as necessary leadtime for application of the requirements to MPV's. The NHTSA believes that the technology and test procedures

already utilized by passenger car manufacturers are adaptable to the new classes of vehicle that will be subject to the standard, and tentatively finds that leadtime of 12 months and an effective date of September 1, 1975, will be sufficient.

In consideration of the foregoing, it is proposed that Standard No. 212, *Windshield retention*, 49 CFR 571.212, be amended as set forth below.

Interested persons are invited to submit comments on the proposal. Comments should refer to the docket number and be submitted to: Docket Section, National Highway Traffic Safety Administration, Room 5221, 400 Seventh Street SW., Washington, D.C. 20590. It is requested but not required that 10 copies be submitted.

All comments received before the close of business on the comment closing date indicated below will be considered, and will be available for examination in the docket at the above address both before and after that date. To the extent possible, comments filed after the closing date will also be considered. However, the rulemaking action may proceed at any time after that date, and comments received after the closing date and too late for consideration in regard to the action will be treated as suggestions for future rulemaking. The agency will continue to file relevant material, as it becomes available in the docket after the closing date, and it is recommended that interested persons continue to examine the docket for new material.

Comment closing date: March 4, 1974.

Proposed effective date: September 1, 1975.

(Secs. 103, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegations of authority at 49 CFR 1.51 and 49 CFR 501.8)

Issued on January 14, 1974.

ROBERT L. CARTER,
Associate Administrator,
Motor Vehicle Programs.

§ 571.212 Standard No. 212; Windshield mounting.

S1. Scope. This standard establishes windshield retention requirements for motor vehicles.

S2. Purpose. The purpose of this standard is to provide for retention of the vehicle windshield during a crash, in order to utilize fully the penetration-resistance and injury-avoidance properties of the windshield glazing material, and to prevent ejection of occupants from the vehicle.

S3. Application. This standard applies to passenger cars, and to multipurpose passenger vehicles, trucks, and buses having a gross vehicle weight rating of 10,000 pounds or less.

S4. Requirements. Except for open-body type vehicles with a folding or removable windshield and forward control vehicles, the windshield mounting of each vehicle shall retain not less than 50 percent of that portion of the windshield periphery on each side of the vehicle longitudinal centerline when tested in accordance with the procedures of S5.

The requirement shall be met at any ambient temperature from 15°F. to 110°F.

S5. Test procedure.

S5.1 Load the vehicle as specified by the applicable provisions of section S8.1 of Motor Vehicle Safety Standard No. 208, including a 50th percentile test dummy as specified in Part 572 of this chapter at each front outboard designated seating position and at any other position whose protection system is required to be tested by a dummy under the provisions of Standard No. 208. Each dummy shall be restrained only by means that are installed in the vehicle for protection at its seating position and that require no action by the vehicle occupant.

S5.2 With the vehicle traveling longitudinally forward at any speed up to and including 30 mph, impact a fixed collision barrier that is perpendicular to the line of travel of the vehicle.

[FR Doc. 74-1579 Filed 1-17-74; 8:45 am]

FEDERAL MARITIME COMMISSION

[46 CFR Part 528]

[Docket No. 73-64]

SELF-POLICING SYSTEMS

Additional Provisions and Reporting Requirements; Extension of Time

JANUARY 14, 1974.

Upon request of counsel for interested parties, and good cause appearing, time within which comments may be filed in response to the notice of proposed rulemaking in this proceeding (38 FR 28841; 10-17-73) is enlarged to and including February 15, 1974. Reply of Hearing Counsel shall be filed on or before March 8, 1974. Answers to Hearing Counsel shall be filed on or before March 22, 1974.

FRANCIS C. HURNEY,
Secretary.

[FR Doc. 74-1573 Filed 1-17-74; 8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Parts 2, 81, 83, 87, 89, 91, 93, 97]

[Docket No. 19909, RM 2164]

ALASKA COMMON EMERGENCY FREQUENCY USE

Notice of Proposed Rulemaking

In the matter of amendment of Parts 81, 83, 87, 89, 91, 93 and 97 of the Commission's rules to provide a common emergency frequency for use by single sideband high frequency stations licensed under these Parts in the State of Alaska; amendment of Part 2 to provide for such operations in the Table of Frequency Allocations.

Paragraph 3.a. of the notice of proposed rule making in this proceeding, FCC 73-1363, released January 4, 1974, and published in the FEDERAL REGISTER on January 7, 1974 (39 FR 1280), is amended by the insertion of two addi-

tional sentences immediately following the first sentence. As amended, paragraph 3.a. reads:

3. * * *

a. There are within the great land mass of Alaska many remote villages and camps which are totally dependent upon radio as the sole means of communication. The State of Alaska representatives informally urged the Commission to include the Land Transportation Service (Part 93) in this proceeding. Accordingly, Part 93 is included in this proposal with the understanding that the high frequency single sideband technical standards now in Parts 89 or 91 would be applicable to such equipment authorized under Part 93. The increased activity during recent years in these remote areas has emphasized the urgent lack of adequate communication in the state outside of a few major centers of population. With the exception of one or two radio schedules per working day, many construction camps, field crews and even sizable villages have no contact whatsoever with the outside world. After office hours or on Sundays and holidays, it is virtually impossible for the residents of these remote areas to summon medical aid, call for emergency transportation, or even talk with a medical officer for suggestions in treating emergencies.

Released: January 15, 1974.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] VINCENT J. MULLINS,

Secretary.

[FR Doc.74-1529 Filed 1-17-74;8:45 am]

INTERSTATE COMMERCE COMMISSION

[49 CFR Parts 1043, 1084]

[Ex Parte Nos. MC-5, 159]

LIABILITY INSURANCE

Security for the Protection of the Public

At a session of the Interstate Commerce Commission, the Insurance Board, held at its office in Washington, D. C., on the 7th day of January, 1974.

In the matter of security for the protection of the public as provided in part II of the Interstate Commerce Act, and of rules and regulations governing filing of surety bonds, certificates of insurance, qualifications as a self-insurer, or other securities and agreements by motor carriers and brokers subject to Part II of the Interstate Commerce Act.

In the matter of security for the protection of the public as provided in Part IV of the Interstate Commerce Act and our rules and regulations governing filing and approval of surety bonds, policies of insurance, qualifications as a self-insurer, or other securities and agreements by freight forwarders subject to Part IV of the Interstate Commerce Act.

Notice is hereby given, pursuant to section 4(a) of the Administrative Procedure Act (60 Stat. 237, 5 U.S.C. 1003), of the proposed amendment of § 1043.2(a) of Part 1043 (49 CFR 1043.2(a)) of the Code of Federal Regulations governing the filing of insurance or other security for the protection of the public, under the authority contained in section 215 of the Interstate Commerce Act (49 Stat. 557, as amended; 49 U.S.C. 315), and the proposed amendment § 1084.3(b) of Part 1084 (49 C.F.R. 1084.3(b)) of the Code of Federal Regulations governing the filing of insurance or other security for the protection of the public, under the authority contained in section

403(d) of the Interstate Commerce Act (56 Stat. 285; 49 U.S.C. 1003).

The purpose of such amendment is to increase the minimum bodily injury or property damage liability insurance or other security required of motor carriers and freight forwarders subject to the security requirements of the Interstate Commerce Commission. If approved, it is contemplated to adopt the increases effective as of July 1, 1974.

It is proposed that § 1043.2(a) be amended to read as follows:

§ 1043.2 Insurance minimum amount.

(a) Motor carriers: Bodily injury liability, property damage liability.

(1) Kind of equipment	(2) Limit for bodily injuries to or death of one person	(3) Limit for bodily injuries to or death of all persons injured or killed in any one accident (subject to a maximum of \$100,000 for bodily injuries to or death of one person)	(4) Limit for loss or damage in any one accident to property of others (excluding cargo)
Passenger equipment (seating capacity):			
12 passengers or less	\$100,000	\$300,000	\$50,000
More than 12 passengers	100,000	500,000	50,000
Freight equipment:			
All motor vehicles used in the transportation of property	100,000	300,000	50,000

(Sec. 215, 49 Stat. 557, as amended; 49 U.S.C. 315)

It is proposed that § 1084.3(b) be amended to read as follows:

§ 1084.3 Limits of liability.

(b) Public liability and property damage. Limits for bodily injury to or death of any person, or loss of or damage to property, except property referred to in paragraph (a) of this section:

(1) For bodily injuries to or death of one person—\$100,000.

(2) For bodily injuries to or death of all persons injured or killed in any one accident subject to a maximum of \$100,000 for bodily injuries to or death of one person—\$300,000.

(3) For loss of or damage in any one accident to property, excluding cargo, of others—\$50,000.

(Sec. 403(c), 56 Stat. 285; 49 U.S.C. 1003)

No oral hearing on the proposed revision is contemplated; however, interested parties may file with this Commission, within thirty days from the publication hereof, written statements of facts, opinions or arguments concerning the herein proposed amendments. Any written statements so filed shall conform with the specifications provided in Rule 15 of the Commission's Rules of Practice (49 CFR 1100.15). An original signed copy and six additional copies shall be furnished for use of the Commission.

Notice to the general public will be given by depositing a copy of this notice in the Office of the Secretary of the Commission for inspection, and by filing a

copy with the Director, Office of the Federal Register.

By the Commission, Insurance Board.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-1584 Filed 1-17-74;8:45 am]

RENEGOTIATION BOARD

[32 CFR Parts 1472, 1473, 1474, 1475, 1477, 1480]

RENEGOTIATION REGULATIONS

Issuance of Opinions in Renegotiation Proceedings

The Renegotiation Board proposes to amend its regulations governing the issuance of opinions by the Board and its Regional Boards in renegotiation proceedings.

The present regulations provide for the issuance of a Memorandum of Decision in any case in which the Board, or a Regional Board, enters a finding of the amount, if any, of excessive profits except those cases in which the contractor has indicated its willingness to enter into an agreement providing for the elimination of such excessive profits. The proposed amendments eliminate the Memorandum of Decision and, in its place, create three new types of opinions which will conform functionally to the other aspects of existing procedures and to the current requirements of the Freedom of Information Act.

Under the proposed regulations, a Proposed Opinion would be issued each time the Board, or a Regional Board, enters

a finding of excessive profits unless the contractor has stated theretofore its willingness to enter into an agreement. After a Proposed Opinion is received by a contractor, it will be given a reasonable time within which to indicate its willingness to agree to the elimination of such excessive profits.

Following the entry of a finding of excessive profits, or upon receipt of notification from a contractor whether it is willing to enter into an agreement, as the case may be, the Board will issue the appropriate order or agreement determining excessive profits, or notice of clearance. With each such document, the Board, or, in cases concluded pursuant to delegated authority, the Regional Board, would issue a Final Opinion explaining the basis for its final decision.

Unless superseded by a Statement of Facts and Reasons such Final Opinion would constitute a final agency opinion.

Similarly, a Regional Board opinion would be issued by a Regional Board to explain the basis for each of its final recommendations which are thereafter subject to review by the Board. Such Regional Board opinions would constitute final opinions of the Regional Board but not of the Board itself.

No changes are proposed to the regulations relating to Statements of Facts and Reasons which are expressly provided for in 50 U.S.C. App. § 1215(a).

The Board proposes to issue the proposed amendments not earlier than March 12, 1974. Interested persons are hereby notified that any changes, to be considered, must be presented, in writing, to the Renegotiation Board, 2000 M Street, NW., Washington, D.C. 20446, not later than March 5, 1974.

Written material or suggestions submitted will be available for public inspection during regular business hours in the library at the principal office of the Board, 2000 M Street, NW., Washington, D.C.

Dated: January 15, 1974.

W. S. WHITEHEAD,
Chairman.

PART 1472—CONDUCT OF RENEGOTIATION

§ 1472.2 [Amended]

1. Section 1472.2(c), Procedure in special circumstances, is amended by adding at the end thereof the following:

(c) * * * See 1475.2.

§ 1472.3 [Amended]

2. Section 1472.3 *Conduct of renegotiation by Regional Board* is amended as follows:

A. Paragraph (h) is amended by deleting the second and third sentences in their entirety and inserting in lieu thereof the following:

(h) * * * If the Regional Board approves the Clearance Recommendation or the Clearance Notice Report and finds that the contractor did not realize any excessive profits, the clearance procedure set forth in Part 1473 of this chapter will be followed.

B. Paragraph (k) (4) (i) is amended by deleting the first, second and third sentences in their entirety and inserting in lieu thereof the following:

(4) (i) If within the time fixed therefor the contractor does not request a meeting with a panel, the Regional Board will make a finding with respect to the amount, if any, of excessive profits realized by the contractor in the fiscal year under review. * * *

C. Paragraph (k) (4) (iii) is amended by deleting the first sentence in its entirety and inserting in lieu thereof the following:

(4) (iii) If the finding of the Regional Board is that the contractor realized excessive profits, the Regional Board will notify the contractor by registered mail of such finding and, at the same time, will furnish the contractor with a Proposed Opinion, pursuant to § 1477.3 of this chapter. The contractor will be afforded a reasonable time, to be fixed by the Regional Board, to notify the Regional Board whether it is or is not willing to enter into a refund agreement.

D. Paragraph (m) (1) is amended by changing the comma after the word "review" in the third sentence to a period and deleting that portion of such sentence which follows such comma.

E. Paragraph (m) (3) is amended by deleting the first sentence in its entirety and inserting in lieu thereof the following:

(3) If the finding of the Regional Board is that the contractor realized excessive profits, the Regional Board will notify the contractor by registered mail of such finding and, at the same time, will furnish the contractor with a Proposed Opinion, pursuant to § 1477.3 of this chapter. The contractor will be afforded a reasonable time, to be fixed by the Regional Board, to notify the Regional Board whether it is or is not willing to enter into a refund agreement. * * *

§ 1472.4 [Amended]

3. Section 1472.4 *Conduct of renegotiation by Board* is amended as follows:

A. Paragraph (c) (1) is amended by changing the comma after the word "review" in the fourth sentence to a period and deleting that portion of such sentence which follows such comma.

B. Paragraph (c) (3) is amended by deleting the first sentence in its entirety and inserting in lieu thereof the following:

(3) If the finding of the Board is that the contractor realized excessive profits, the Board will notify the contractor by registered mail of such finding and, at the same time, will furnish the contractor with a Proposed Opinion, pursuant to § 1477.3 of this chapter. The contractor will be afforded a reasonable time, to be fixed by the Board, to notify the Board whether it is or is not willing to enter into a refund agreement. * * *

§ 1472.5 [Amended]

4. Section 1472.5 *Notice of Points for Presentation* is amended by deleting the

second sentence of paragraph (d) in its entirety.

PART 1473—CLEARANCE PROCEDURE

§ 1473.2 [Amended]

1. Section 1473.2 *Procedure in Regional Board* is amended as follows:

A. Paragraph (a) is amended by deleting from the second sentence the words "by the Regional Board" and inserting in lieu thereof the following:

(a) * * * by registered mail and, at the same time, will furnish the contractor with a Regional Board Opinion, pursuant to § 1477.3 of this chapter. * * *

B. Paragraph (b) is amended by inserting before the period at the end thereof the following:

(b) * * * and, at the same time, will furnish the contractor with a Final Opinion, pursuant to § 1477.3 of this chapter.

§ 1473.3 [Amended]

2. Section 1473.3 *Procedure in Board* is amended by inserting before the period at the end thereof the following:

* * * and, at the same time, will furnish the contractor with a Final Opinion, pursuant to § 1477.3 of this chapter.

PART 1474—AGREEMENT PROCEDURE

§ 1474.3 [Amended]

1. Section 1474.3 *Procedure in Regional Board* is amended as follows:

A. Paragraph (b) is amended by inserting between the present first and second sentences the following:

(b) * * * The Regional Board will notify the contractor, in writing, of the action taken and, at the same time, will furnish the contractor with a Regional Board Opinion, pursuant to § 1477.3 of this chapter. * * *

B. Paragraph (b) is further amended by inserting immediately before the last sentence the following:

(b) * * * The Board will notify the contractor, in writing, of such execution and, at the same time, will furnish the contractor with a Final Opinion, pursuant to § 1477.3 of this chapter. * * *

C. Paragraph (c) is amended by adding at the end thereof the following:

(c) * * * The Regional Board will notify the contractor, in writing, of such execution and, at the same time, will furnish the contractor with a Final Opinion, pursuant to § 1477.3 of this chapter.

§ 1474.4 [Amended]

2. Section 1474.4 *Procedure in Board* is amended by adding at the end thereof the following:

* * * In every case, the Board will notify the contractor, in writing, of the Government's execution of the agreement and, at the same time, will furnish the contractor with a Final Opinion, pursuant to § 1477.3 of this chapter.

PART 1475—UNILATERAL ORDER PROCEDURE

§ 1475.2 [Amended]

1. Section 1475.2 *When unilateral order procedure used* is amended by

changing the period at the end thereof to a colon and adding the following:

* * * *Provided*, that in cases in which the procedures set forth in Part 1472 of this chapter have been combined, accelerated or otherwise modified pursuant to § 1472.2(c) thereof the Board or the Regional Board may waive or otherwise modify the requirements of this Part 1475 relating to Final Opinions and Regional Board Opinions issued pursuant to § 1477.3 of this chapter.

§ 1475.3 [Amended]

2. Section 1475.3 *Procedure in Regional Board* is amended by inserting between the present first and second sentences the following:

* * * The Regional Board will notify the contractor by registered mail of the action taken and, at the same time, will furnish the contractor with a Regional Board Opinion, pursuant to § 1477.3 of this chapter. * * *

§ 1475.4 [Amended]

3. Section 1475.4 *Procedure in board* is amended by changing the period at the end thereof to a semicolon and adding the following:

* * * at the same time, the Board will furnish the contractor with a Final Opinion, pursuant to § 1477.3 of this chapter.

PART 1477—STATEMENTS TO CONTRACTORS

Section 1477.3 is revised as follows:

§ 1477.3 Furnishing of other statements.

(a) *Proposed Opinion*. A Proposed Opinion, stating the basis for a finding of excessive profits by the Board or a Regional Board, as the case may be, will be issued as provided in §§ 1472.3 and 1472.4 of this chapter.

(b) *Final Opinion*. A Final Opinion, stating the basis for a final determination of excessive profits, if any, will be issued by the Board or, in cases concluded pursuant to its delegated authority, by a Regional Board as provided in §§ 1473.2(b), 1473.3, 1474.3(b) and (c),

1474.4, 1475.2 and 1475.4 of this chapter.

(c) *Regional Board Opinion*. A Regional Board Opinion stating the basis for a final recommendation of excessive profits, if any, will be issued by a Regional Board as provided in §§ 1473.2(a), 1474.3(b), 1475.2 and 1475.3 of this chapter.

PART 1480—AVAILABILITY AND CONTROL OF RENEGOTIATION RECORDS AND INFORMATION

§ 1480.5 [Amended]

1. Section 1480.5 *Public inspection of records: index* is amended by deleting the last sentence of paragraph (a) and inserting new subparagraphs (16), (17), and (18) as follows:

(16) Summaries of Facts and Reasons.

(17) Final Opinions.

(18) Regional Board Opinions.

(Sec. 109, 65 Stat. 22; 50 U.S.C.A., App. Sec. 1219)

[FR Doc. 74-1539 Filed 1-17-74; 8:45 am]

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR Part 1]

BONDS AND OTHER EVIDENCES OF INDEBTEDNESS

Notice of Public Hearing on Proposed Regulations

Proposed regulations under sections 72, 1232 and 6049 of the Internal Revenue Code of 1954, relating to bonds and other evidences of indebtedness, appear in the *FEDERAL REGISTER* for October 9, 1973 (38 FR 27840).

A public hearing on the provisions of such proposed regulations will be held on February 19, 1974, beginning at 10 a.m., e.d.s.t., in the George S. Boutwell Auditorium, Seventh Floor, 7400 Corridor, Internal Revenue Building, 1111 Constitution Avenue, NW, Washington, D.C. 20224.

The rules of § 601.601(a)(3) of the "Statement of Procedural Rules" (26 CFR Part 601) shall apply with respect

to such public hearing. Copies of these rules may be obtained by a request directed to the Commissioner of Internal Revenue, attention: CC:LR:T, Washington, D.C. 20224, or by telephoning (Washington, D.C.) 202-964-3935. Under such § 601.601(a)(3) persons who have submitted written comments or suggestions within the time prescribed in the notice of proposed rule making, and who desire to present oral comments at the hearing on such proposed regulations, should submit an outline of the comments to be presented at the hearing and the time they wish to devote to each subject by February 8, 1974. Such outlines should be submitted to the Commissioner of Internal Revenue, attention: CC:LR:T, Washington, D.C. 20224. Under § 601.601(a)(3) (26 CFR Part 601) each speaker will be limited to 10 minutes for an oral presentation exclusive of time consumed by questions from the panel for the Government and answers thereto.

Persons who desire a copy of such written comments or suggestions or outlines and who desire to be assured of their availability on or before the beginning of such hearing should notify the Commissioner, in writing, at the above address by February 13, 1974. In such a case, unless time and circumstances permit otherwise, the desired copies are deliverable only at the above address. The charge for copies is ten cents (\$0.10) per page, subject to a minimum charge of \$1.00.

An agenda showing the scheduling of the speakers will be made after outlines are received from the speakers. Copies of this agenda will be available free of charge at the hearing, and information with respect to its contents may be obtained on February 15, 1974, by telephoning (Washington, D.C.) 202-964-3935.

JAMES F. DRING,
Director, Legislation and
Regulations Division.

[FR Doc. 74-1724 Filed 1-17-74; 10:12 am]

Notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF STATE

Agency for International Development

ADVISORY COMMITTEE ON VOLUNTARY FOREIGN AID

Notice of Meeting

Pursuant to Executive Order 11686 and the provisions of Section 10(a), Public Law 92-463, Federal Advisory Committee Act, notice is hereby given of the meeting of the Advisory Committee on Voluntary Foreign Aid which will be held on January 28, 1974, from 9:30 a.m. to 12:00 noon, in Room 5951, New State Building, 21st and Virginia Avenue, NW., Washington, D.C.

The purpose of this meeting will be to review the status of the preparation of the final draft report, review developments resulting from the passage of recently enacted legislation on foreign assistance, review the reporting of developmental and newsworthy information and communications and take up any other matters related to the foreign assistance activities of voluntary agencies.

This meeting is open to the public. Any interested person may attend, appear before, or file statements with the Committee—which statements, if in written form may be filed before or after the meeting, or, if oral, at the time and in the manner permitted by the Committee.

Dr. Jarold A. Kieffer will be the A.I.D. representative at the meeting. Information concerning the meeting may be obtained from Mr. Robert R. Johnson, Acting Executive Director, telephone AC 202-632-1893. Persons desiring to attend the meeting should enter the New State Building through the 21st Street entrance.

Dated: January 11, 1974.

JAROLD A. KIEFFER,
Assistant Administrator for
Population and Humanitarian
Assistance.

[FR Doc. 74-1521 Filed 1-17-74; 8:45 am]

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and Firearms FIREARMS; ACQUISITION, TRANSFER, ETC.

Notice of Granting of Relief

Notice is hereby given that pursuant to 18 U.S.C., section 925(c), the following named persons have been granted relief from disabilities imposed by Federal laws with respect to the acquisition, transfer, receipt, shipment, or possession of firearms incurred by reason of their

convictions of crimes punishable by imprisonment for a term exceeding one year.

It has been established to my satisfaction that the circumstances regarding the convictions and each applicant's record and reputation are such that the applicants will not be likely to act in a manner dangerous to public safety, and that the granting of the relief will not be contrary to the public interest.

Armogost, Carl A., RD No. 3, Reynoldsville, Pennsylvania, convicted on June 5, 1969, in the Court of Common Pleas, Jefferson County, Pennsylvania.

Beecher, Leonard R., 617 Delaware Avenue, Elkton, Maryland, convicted on March 27, 1963, in the Circuit Court for Cecil County, Maryland.

Bradd, Andrew T., 4266 N.E. Oakley, Harrison, Michigan, convicted on January 23, 1968, in the Tuscola County Circuit Court, Caro, Michigan.

Brahy, Jr., Nicholas P., 7 White Clay Drive, Newark, Delaware, convicted on December 7, 1972, in the Superior Court, Wilmington, Delaware.

Cole, Ernest H., 317 McKnight Street, Reading, Pennsylvania, convicted on September 27, 1962, in the Court of Common Pleas, Berks County, Pennsylvania.

Duke, Howard H., W332 N6208 Lakeland Drive, Nashotah, Wisconsin, convicted on July 10, 1972, in the Waukesha County Court, Waukesha, Wisconsin.

Dundas, Cecil R., 5093 Lelf Erickson Drive, Astoria, Oregon, convicted on October 27, 1971, in the Circuit Court, Clatsop County, Oregon.

Eckler, Earl F., Box 5, Seward, New York, convicted on March 19, 1938, in the County Court of Otsego County, New York.

Evans, Edward V., Route #1, Mertztown, Pennsylvania, convicted on June 9, 1958, in the Common Pleas Court of North Hampton County, Pennsylvania.

Floretti, Edward L., 142 Canterbury Road, Fairless Hills, Pennsylvania, convicted on April 3, 1970, in the Criminal Court of Bucks County, Pennsylvania.

Grey, Huey P., Route 2, Box 44, Greensburg, Kansas, convicted on January 12, 1970, in the United States District Court for the Southern District of Mississippi, Western Division.

Haggard, Merle R., Kern Canyon Star Route Box 1-B, Bakersfield, California, convicted on January 30, 1958, in the Superior Court, Kern County, California.

Hankins, Thomas H., 1725 Westover Drive, Danville, Virginia, convicted on May 13, 1950, in the Corporation Court, Danville, Virginia.

Harden, Sr., Basil Edward, 105 West Carroll Street, Windsor, North Carolina, convicted on January 27, 1949, by the United States District Court, Richmond, Virginia.

Hofmann, Fred P., 832 Briarwood Way, Campbell, California, convicted on November 29, 1930, in the District Court, Thirteenth Judicial District of Oklahoma, Oklahoma County, Oklahoma; September 12, 1932, in the District Court of Johnson County,

Kansas; February 3, 1936, in the District Court, Fourth Judicial District of Nebraska, County of Douglas, Omaha, Nebraska; and on January 26, 1938, in the District Court, Fourth Judicial District of Nebraska, County of Douglas, Omaha, Nebraska.

Johnston, III, Stephen C., 8490 Capeview Crescent, Norfolk, Virginia, convicted on February 24, 1959, in the Superior Court, County of New Hanover, North Carolina; and on June 16, 1971, in the General District Court, Norfolk, Virginia.

Judge, Horace A., 316 Woodbine Avenue, Northport, L. I., New York, convicted on November 14, 1952, in the County Court for Suffolk County, New York.

Kent, Jackie Lee, 1747 3rd Street, Wasco, California, convicted on May 12, 1955, in the United States District Court, Northern District of Alabama; and on October 15, 1957, in the Circuit Court, Carter County, Tennessee.

King, Vernon C., Box 3025, Luke Air Force Base, Arizona, convicted on January 28, 1970, in the District Court of Dallas County, 69th Judicial District of Texas.

Lindsley, Donald, 104 N.E. 43rd, Seattle, Washington, convicted on October 21, 1966, in the Superior Court of the State of Washington for King County.

Lumby, Albert W., P.O. Box 162, Route 3, Beaver Dam, Wisconsin, convicted on December 23, 1969, in the Fond du Lac County Court, Branch 2, Fond du Lac, Wisconsin.

McDowell, Robert R., 2227 Jackson Street, Selma, California, convicted on March 13, 1952, in the District Court, Division No. 9, Denver, Colorado.

McPherson, Clifford D., Box 1477 Denver City, Texas, convicted on August 26, 1972, in the United States District Court for the Northern District of Texas.

Mancini, Anthony B., 31 Jennie Street, Cranston, Rhode Island, convicted on October 6, 1972, in the United States District Court, District of Rhode Island.

Marlowe, Max Edward, 1217 7th Avenue, Rockford, Illinois, convicted on or about January 22, 1943, in the Winnebago County Circuit Court, State of Illinois.

Maupin, Edward L., 1525 East 19th Street, Des Moines, Iowa, convicted on April 29, 1941, and on March 8, 1960, in the District Court, Polk County, Iowa.

Mecham, Clyde D., P.O. Box 113, Deseret, Utah, convicted in or about April 1947 by a United States Army General Court-Martial, Fort Sill, Oklahoma.

Mosley, Edward G., 506 South 27th Street, South Bend, Indiana, convicted on October 4, 1961, in the Superior Court, St. Joseph County, Indiana.

Nelson, Edmon A., Green Brier Apartments, Apt. 4, Dahlgren, Georgia, convicted on December 13, 1967, in the Houston County Circuit Court, Houston County, Alabama.

Palmer, Louie P., 4267 Fry Street, Fort Worth, Texas, convicted on February 4, 1971, in the District Court of Tarrant County, Texas.

Pearson, Jr., Edward S., Route 1, Box 81, Linden, Virginia, convicted on April 11, 1961, in the Circuit Court, Buckingham County, Virginia; June 9, 1961, in the Cir-

cult Court, Fauquier County, Virginia; June 16, 1961, in the Circuit Court, Albemarle County, Virginia; July 3, 1961, in the Circuit Court, Warren County, Virginia; September 11, 1961, in the Circuit Court, Clarke County, Virginia; October 2, 1961, in the Circuit Court, Shenandoah County, Virginia; and on October 16, 1961, in the Circuit Court, Rockingham County, Virginia.

Penn, Lawrence M., 1656 Rigby Street, Montgomery, Alabama, convicted on December 12, 1969, in the Montgomery County Circuit Court, Montgomery, Alabama.

Phillips, Geraldine, 3809 Burlingame, Detroit, Michigan, convicted on July 13, 1961, in the United States District Court, Eastern District of Michigan, Southern Division.

Pluhar, Frank Thomas, 15378 Allen Road, Taylor, Michigan, convicted on July 5, 1939, in the Hunterdon County Court, New Jersey; and on February 2, 1944, by United States Army General Court-Martial, Fort Benjamin Harrison, Indiana.

Richards, William R., Route 1, Box 327, Bassett, Virginia, convicted on February 12, 1968, in the United States District Court, Western District of Virginia.

Roan, Harold W., Box 945, Cody, Wyoming, convicted on or about September 8, 1972, in the United States District Court for the District of Wyoming.

Romanello, Lloyd J., 2770 Nottingham Drive, Parma, Ohio, convicted on March 1, 1972, in the United States District Court for the Northern District of Ohio.

Schwenn, Craig L., 917 Janesville Street, Oregon, Wisconsin, convicted on January 26, 1966, September 16, 1966, and September 10, 1968, in the Dane County Court, Wisconsin.

Scruton, Jr., Ralph H., R.D. #3, Greencastle, Pennsylvania, convicted on April 21, 1961, in the Court of Quarter Sessions, Franklin County, Pennsylvania.

Seaman, Roy G., 125 Read Avenue, Rupert, Idaho, convicted on February 19, 1958, in the Eleventh Judicial District Court of the State of Idaho.

Smothers, Samuel Merle, Rural Route 1, Ely, Iowa, convicted on September 2, 1971, in the District County Court in and for Linn County, Iowa.

Tedesco, Joseph C., 155 Pearl Street, Pittsburgh, Pennsylvania, convicted on January 3, 1964, in the United States District Court for the Western District of Pennsylvania.

Vines, Fred, Box 122, Ghent, West Virginia, convicted on April 19, 1966, in the Intermediate Court for Kanawha County, West Virginia.

Wall, Robert C., Route 3, Box 200, Winnfield, Louisiana, convicted on May 7, 1971, in the Eighth Judicial District Court, Parish of Winn, Louisiana.

Wallace, Donald W., 4515 Wirt Street, Omaha, Nebraska, convicted on June 25, 1945, in the Washington County Nebraska, District Court; April 18, 1952, in the Douglas County, Nebraska, District Court; March 26, 1955, in the Pottawattamie County, Iowa, District Court; and on January 9, 1961, in the Fillmore County, Nebraska, District Court.

Wentzel, Philip David, 5838 Staley Drive, St. Louis, Missouri, convicted on June 16, 1969, in the Circuit Court of St. Louis County, Missouri.

Wesenberg, Jr., Fred A., Route 2, Box 56B, Campbellsport, Wisconsin, convicted on July 21, 1971, in the Dodge County Court, Branch II, Wisconsin.

White, Walter R., 1209 Cole Street, San Francisco, California, convicted on May 17, 1960, in the United States District Court, Northern District, California.

Zeuske, Todd R., Box 230, 205 W. Lieg Avenue, Shawano, Wisconsin, convicted on June 2, 1970, in the Shawano-Menominee Court, Shawano County Division, Branch II, Shawano, Wisconsin.

Signed at Washington, D.C., this 7th day of January, 1974.

[SEAL]

REX D. DAVIS,
Director, Bureau of
Alcohol, Tobacco and Firearms.

[FR Doc.74-1506 Filed 1-17-74; 8:45 am]

Customs Service

LIBERTY BELL CHRISTMAS, INC.

Application for Recordation of Trade Name

JANUARY 14, 1974.

Application has been filed pursuant to § 133.12, Customs regulations (19 CFR 133.12), for recordation under section 42 of the Act of July 5, 1946, as amended (15 U.S.C. 1124), of the trade name Liberty Bell Christmas, Inc. used by Liberty Bell Christmas, Inc., a corporation organized under the laws of the State of New York, located at 910 South Oyster Bay Road, Hicksville, N.Y. 11771.

The application states that the trade name is used in the advertising and sale of Christmas ornaments. Appropriate accompanying papers were submitted with the application.

Before final action is taken on the application, consideration will be given to any relevant data, views, or arguments submitted in writing by any person in opposition to the recordation of this trade name. Any such submission should be addressed to the Commissioner of Customs, Washington, D.C. 20229, in time to be received not later than February 19, 1974.

Notice of the action taken on the application for recordation of the trade name will be published in the FEDERAL REGISTER.

[SEAL]

LEONARD LEHMAN,
Assistant Commissioner,
Regulations and Rulings.

[FR Doc.74-1580 Filed 1-17-74; 8:45 am]

[Treasury Dept. Order 229]

Office of the Secretary

FISCAL SERVICE

Notice of Reorganization

By virtue of the authority vested in me as Secretary of the Treasury, including the authority in Reorganization Plan No. 26 of 1950, it is ordered that:

1. There is established in the Fiscal Service a Bureau of Government Financial Operations, to be headed by a Commissioner, who will report to the Fiscal Assistant Secretary.

2. All functions of the Bureau of Accounts, and all functions of the Office of the Treasurer of the United States except the functions performed by its Cash Division and those functions performed by its General Accounts Division and its Internal Audit Office which relate to the custody, issuance, and redemption of currency, are transferred to the Bureau of Government Financial Operations.

3. The Treasurer of the United States will report directly to the Under Secretary for Monetary Affairs.

4. All provisions of law and regulations dealing with the transferred functions on the effective date of this Order will continue in effect under the supervision of the Commissioner, Bureau of Government Financial Operations.

5. All positions, personnel, records, property, funds, and other resources which relate to the functions transferred, as determined by the Assistant Secretary for Administration, shall be transferred to the Bureau of Government Financial Operations.

6. The internal organization of the consolidated Bureau of Government Financial Operations will be established by the Fiscal Assistant Secretary.

7. This Order shall become effective on February 1, 1974.

Dated: January 14, 1974.

[SEAL]

GEORGE P. SHULTZ,
Secretary of the Treasury.

[FR Doc.74-1581 Filed 1-17-74; 8:45 am]

DEPARTMENT OF THE INTERIOR

Bonneville Power Administration

[INT DES 74-5 DES 74-6]

GENERAL CONSTRUCTION AND MAINTENANCE PROGRAM

Availability of Draft Environmental Statements

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Bonneville Power Administration has prepared Draft Environmental Statements covering its General Construction and Maintenance Program and the Fiscal Year 1975 Proposed Program.

Copies of the draft environmental statements are available for inspection in the library of the headquarters' office of BPA, 1002 NE Holladay Street, Portland, Oregon 97208; the Washington, D.C. Office in the Interior Building, Room 5600; and in the following Area and District Offices: Idaho Falls, Idaho; Portland, Oregon; Seattle, Washington; Spokane, Washington; Walla Walla, Washington; Eugene, Oregon; Kalispell, Montana; and Wenatchee, Washington.

A limited number of single copies are available and may be obtained by writing to the Administrator, Bonneville Power Administration, P.O. Box 3621, Portland, Oregon 97208.

Dated: January 14, 1974.

WILLIAM A. VOGELY,
Acting Deputy Assistant Secretary of the Interior.

[FR Doc.74-1565 Filed 1-17-74; 8:45 am]

Bureau of Indian Affairs

MENOMINEE INDIAN TRIBE OF WISCONSIN

General Council Meeting

JANUARY 15, 1974.

This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2 (32 FR 13938).

Pursuant to section 4 of the Act of December 22, 1973 (PL 93-971), a general council meeting of the Menominee Indian Tribe of Wisconsin will be held on January 19, 1974, in the St. Anthony Parish Hall, Neopit, Wisconsin, to nominate tribal candidates for election to positions on the nine-member Menominee Restoration Committee. Only the living persons named on the final roll of the Menominee Indian Tribe of Wisconsin published pursuant to the Act of June 17, 1954 (25 USC 893), and all descendants of any enrollee who on January 19, 1974, can establish that they are eighteen years of age or over and possess at least one-quarter degree Menominee Indian blood, are entitled to participate in the election process or to be nominated as a candidate for a position on the Menominee Restoration Committee. Descendants born after June 17, 1954, are required under section 4(b) of the Act to take an oath that they are, in fact, descendants of enrollees and otherwise qualified.

Identification of those entitled to participate in the nomination process or to be nominated as a candidate for a position on the Menominee Restoration Committee will commence at 10 a.m. at the St. Anthony Parish Hall. At 1 p.m., the meeting will be called to order for the purpose of receiving nominations

LAFOLETTE BUTLER,
Acting Deputy Commissioner
of Indian Affairs.

[FR Doc. 74-1523 Filed 1-17-74; 8:45 am]

Bureau of Land Management GEOTHERMAL LEASE SALE Conversion Rights

A notice of geothermal lease sale was published in the FEDERAL REGISTER on December 21, 1973 (Volume 38, Number 245) and a corrected notice was published on January 17, 1974 (Volume 39, Number 12) which described certain lands offered for competitive lease sale in the Geysers, Mono-Long Valley and East Mesa Known Geothermal Resources Areas located in California and listed the applicants for conversion rights under 43 CFR 3230. On January 14, 1974, the Assistant Secretary—Land and Water Resources issued decisions on geothermal resources conversion rights to the following effect:

THE GEYSERS KNOWN GEOTHERMAL RESOURCES AREA

Applicant: Signal Oil and Gas Company.
Application Number: Sacramento 4480.
Action.
Lands for which conversion rights were approved:

MOUNT DIABLO MERIDIAN

T. 11 N., R. 8 W.,
Sec. 32, lots 12, 16, 19 and 20;
Sec. 33, lots 5 and 15.

Lands for which conversion rights were rejected:

MOUNT DIABLO MERIDIAN

T. 11 N., R. 9 W.,
Sec. 2, lots 7, 9 and 10.

T. 10 N., R. 8 W.,
Sec. 3, unsurveyed portion of the NW $\frac{1}{4}$;
Sec. 4, unsurveyed portion of the NE $\frac{1}{4}$ excluding portions of Mineral Surveys 1272 and 6042.

T. 11 N., R. 8 W.,
Sec. 18, lots 15, 16 and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 19, lot 2;
Sec. 33, lots 10, 11, 14, and 16.
Applicant: Signal Oil and Gas Company.
Application Number: Sacramento 4481.
Action.
Lands for which conversion rights were approved:

MOUNT DIABLO MERIDIAN

T. 11 N., R. 8 W.,
Sec. 21, lots 7-10;
Sec. 27, lots 2, 6, and 7 and N $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 28, lots 1, 2, 3 and 4;
Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 34, lots 5 and 6, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 35, lot 4.

Lands for which conversion rights were rejected:

MOUNT DIABLO MERIDIAN

T. 10 N., R. 8 W.,
Sec. 2, N $\frac{1}{2}$ SE $\frac{1}{4}$ and the unsurveyed portion of the N $\frac{1}{2}$ excluding lot 39;
Sec. 3, E $\frac{1}{2}$ SE $\frac{1}{4}$.
T. 11 N., R. 8 W.,
Sec. 14, N $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 28, lot 4.

Applicant: M & T, Incorporated.
Application Number: Sacramento 4497.
Action.
Lands for which conversion rights were approved: None.
Lands for which conversion rights were rejected:

MOUNT DIABLO MERIDIAN

T. 11 N., R. 8 W.,
Sec. 5, lot 4;
Sec. 6, lots 5-8.
T. 12 N., R. 8 W.,
Sec. 31, lot 3.
T. 12 N., R. 9 W.,
Sec. 13, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 14, SE $\frac{1}{4}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 24, N $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Applicant: Occidental Petroleum Corporation.
Application Number: Sacramento 4522.
Action.
Lands for which conversion rights were approved:

MOUNT DIABLO MERIDIAN

T. 11 N., R. 8 W.,
Sec. 18, lots 15 and 16 and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 19, lot 2;
Sec. 34, lots 2, 3 and 7 and S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 35, lots 1-3 and SE $\frac{1}{4}$ NW $\frac{1}{4}$ excluding Mineral Surveys 5295.
Lands for which conversion rights were rejected:

MOUNT DIABLO MERIDIAN

T. 11 N., R. 8 W.,
Sec. 21, lots 7-10;
Sec. 27, lots 2, 6, and 7, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 34, lots 5 and 6, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 35, lot 4.

Applicant: Union Oil Company, et al.
Application Number: Sacramento 4505.
Action.
Lands for which conversion rights were approved:

MOUNT DIABLO MERIDIAN

T. 12 N., R. 8 W.,
Sec. 30, lots 2, 3, 4, and E $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 31, lot 1 and NE $\frac{1}{4}$ NW $\frac{1}{4}$.
T. 12 N., R. 9 W.,
Sec. 25, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and S $\frac{1}{2}$;
Sec. 26, N $\frac{1}{2}$ SE $\frac{1}{4}$.
Lands for which conversion rights were rejected: None.
Applicant: Union Oil Company, et al.
Application Number: Sacramento 4509.
Action.
Lands for which conversion rights were approved: None.
Lands for which conversion rights were rejected:

MOUNT DIABLO MERIDIAN

T. 11 N., R. 8 W.,
Sec. 29, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 33, lot 13.
Applicant: Union Oil Company, et al.
Application Number: Sacramento 4512.
Action.
Lands for which conversion rights were approved:
T. 11 N., R. 8 W.,
Sec. 29, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 33, lot 13.
Lands for which conversion rights were rejected: None.

MONO-LONG VALLEY KNOWN GEOTHERMAL RESOURCES AREA

Applicant: Geothermal Resources International, Inc.
Application Number: Sacramento 4394.
Action.
Lands for which conversion rights were approved:

MOUNT DIABLO MERIDIAN

T. 3 S., R. 29 E.,
Sec. 5, SW $\frac{1}{4}$;
Sec. 6, S $\frac{1}{2}$;
Sec. 7, N $\frac{1}{2}$ and SW $\frac{1}{4}$;
Sec. 17, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 18, W $\frac{1}{2}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 19, W $\frac{1}{2}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 20, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$;
Sec. 29, SW $\frac{1}{4}$;
Sec. 30;
Sec. 31, E $\frac{1}{2}$;
Sec. 32, W $\frac{1}{2}$.
Lands for which conversion rights were rejected: None.
Applicant: George D. Rowan.
Application Number: Riverside 4329.
Action.
Lands for which conversion rights were approved: None.
Lands for which conversion rights were rejected:

MOUNT DIABLO MERIDIAN

T. 3 S., R. 29 E.,
Sec. 19, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$, and SW $\frac{1}{4}$;
Sec. 30.
Applicant: George D. Rowan.
Application Number: Sacramento 4351.
Action.
Lands for which conversion rights were approved: None.
Lands for which conversion rights were rejected:

MOUNT DIABLO MERIDIAN

T. 1 N., R. 26 E.,
Sec. 13, E $\frac{1}{2}$ SE $\frac{1}{4}$ and the fractional SW $\frac{1}{4}$ NW $\frac{1}{4}$.
T. 1 N., R. 27 E.,
Sec. 17, all that portion lying southerly of the shoreline of Mono Lake;
Sec. 18, lots 1 and 2 of the SW $\frac{1}{4}$, fractional W $\frac{1}{2}$ SE $\frac{1}{4}$ and fractional SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 19;

Sec. 20;

Sec. 21.

Applicant: George D. Rowan.

Application Number: Sacramento 4353.

Action.

Lands for which conversion rights were approved: None.

Lands for which conversion rights were rejected:

T. 2 N., R. 26 E.,

Sec. 11, lots 2, 3, 4, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, and W $\frac{1}{2}$ SW $\frac{1}{4}$;Sec. 14, lots 2, 3, 4, 5, and W $\frac{1}{2}$ NW $\frac{1}{4}$;

Sec. 15;

Sec. 20, N $\frac{1}{2}$ NE $\frac{1}{4}$;Sec. 21, lots 2, 3, 4, 5, and N $\frac{1}{2}$ N $\frac{1}{2}$;Sec. 22, lots 1, 2, NW $\frac{1}{4}$ NE $\frac{1}{4}$, and NW $\frac{1}{4}$.

The complete Departmental decisions were sent by certified mail to the applicants on January 15, 1974, and copies may be obtained from the California State Office of the Bureau of Land Management, 2800 Cottage Way, Sacramento, California 95825.

In addition to the foregoing applications, the Department has also considered application Sacramento 4487, filed by Franciscan Land and Cattle Company. The applicant has filed for conversion rights on the following described lands:

MOUNT DIABLO MERIDIAN

T. 2 N., R. 26 E.,

Sec. 10, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$;Sec. 11, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$.

The applicant has submitted no proof of substantial expenditures as required by the Geothermal Steam Act of December 24, 1970 (30 U.S.C. 1001-1025). Pursuant to the regulations, 43 CFR 3230.3-1, the applicant has until March 4, 1974, to submit the required proof of substantial expenditures. No leases can be issued with respect to these lands until there has been a resolution of this conversion right application.

CURT BERKLUND,
Director.

JANUARY 16, 1974.

[FR Doc.74-1707 Filed 1-17-74;8:45 am]

National Park Service

SOUTHEAST REGIONAL ADVISORY COMMITTEE

Notice of Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that the organizational meeting of the Southeast Regional Advisory Committee will be held on Thursday and Friday, January 24 and 25, 1974. On January 24, the meeting will commence at 9:00 a.m. at the Admiral Benbow Inn, 1419 Virginia Avenue, Atlanta, Georgia. On January 25, the meeting will commence at 9:00 a.m. at the Regional Office of the Southeast Region of the National Park Service, 3401 Whipple Avenue, Atlanta, Georgia.

The Committee was established pursuant to Public Law 91-383 to provide for the free exchange of ideas between the National Park Service and the public and to facilitate the solicitation of ad-

vice or other counsel from members of the public on programs and problems pertinent to the Southeast Region of the National Park Service.

The members of the Committee are as follows:

Mrs. Ann Smith Bedsole, Mobile, Alabama
Mr. Tutt S. Bradford, Maryville, Tennessee
Mr. Robert E. Gable, Frankfort, Kentucky
The Very Rev. Monsignor Michael V. Gannon, St. Augustine, Florida
Mr. Alfredo Heres Gonzales, Santurce, Puerto Rico
Hon. Donald Kincaid, Lenoir, North Carolina
Dr. John M. King, Jackson, Mississippi
Mr. Charles Edward Lee, Columbia, South Carolina
Mrs. Jane Hurt Yarn, Atlanta, Georgia

The purpose of the meeting is to attend to the organizational requirements of the Committee, and to receive activity reports on matters affecting the Southeast Region of the National Park Service.

The meeting will be open to the public. Any person may file with the Committee a written statement concerning the matters to be discussed.

Persons who wish to file a written statement, or who want further information concerning this meeting, may contact Paul Swartz at the Southeast Regional Office, National Park Service, 3401 Whipple Avenue, Atlanta, Georgia 30344 (Area Code 404, 526-7652). Minutes of the meeting will be available for public inspection three weeks after the meeting at the Southeast Regional Office, Atlanta, Georgia.

Dated: January 14, 1974.

ROBERT M. LANDAU,
Liaison Officer, Advisory Com-
missions, National Park Service.

[FR Doc.74-1522 Filed 1-17-74;8:45 am]

Office of the Secretary

[INT DES 74-2]

COAL MINE WASTE IMPOUNDMENTS

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act, the Department of the Interior has prepared a draft environmental statement for proposed revision of 30 CFR 77.215 and 77.216, and invites written comment no later than March 1, 1974. Written comment should be addressed to the Administrator, Mining Enforcement and Safety Administration, Room 4513, Interior Building, 18th and C Streets, NW., Washington, D.C. 20240.

The draft environmental statement considers coal mine waste impoundments on coal mine property.

Copies are available from, or for inspection at the following locations:

Assistant Administrator
Coal Mine Health and Safety
Interior Building, Rm. 4070
18th and C Streets, N.W.
Washington, D.C. 20240

District Manager, Coal Mine Health and Safety, District 1
510 Veterans Building

19 North Main Street
Wilkes-Barre, Pennsylvania 18701

District Manager, Coal Mine Health and Safety, District 2
4800 Forbes Avenue
Pittsburgh, Pennsylvania 15213

District Manager, Coal Mine Health and Safety, District 3
P.O. Box 880
Collins Ferry Road
Morgantown, West Virginia 26504

District Manager, Coal Mine Health and Safety, District 4
P.O. Box 112
Mt. Hope, West Virginia 25880

District Manager, Coal Mine Health and Safety, District 5
546 Alexandria Avenue
Norton, Virginia 24273

District Manager, Coal Mine Health and Safety, District 6
218 High Street
Pikeville, Kentucky 41501

District Manager, Coal Mine Health and Safety, District 7
Box 572, Federal Building
Barbourville, Kentucky 40906

District Manager, Coal Mine Health and Safety, District 8
501 Busserson Street
Vincennes, Indiana 47591

District Manager, Coal Mine Health and Safety, District 9
1457 Ammons Street
Denver, Colorado 80215

Dated: January 14, 1974.

WILLIAM A. VOGELY,
Acting Deputy Assistant
Secretary of the Interior.

[FR Doc.74-1564 Filed 1-17-74;8:45 am]

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

[NTIS Order No. EIS-73-2036-D]

RURAL ENVIRONMENTAL CONSERVATION PROGRAM

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Agricultural Stabilization and Conservation Service, Department of Agriculture, has prepared a draft environmental statement on the Rural Environmental Conservation Program, USDA-ASCS-ES (Adm.) 74-1. The Rural Environmental Conservation Program was authorized under sections 7 to 15, 16(a) and 17 of the Soil Conservation and Domestic Allotment Act and Title X of the Agriculture and Consumer Protection Act of 1973 (Pub. L. 93-86). It provides cost-sharing assistance to farmers and ranchers in establishing measures for soil and water conservation, environmental protection and enhancement, timber production, wildlife improvement and other similar purposes. The program will place emphasis on carrying out long-term and enduring type measures under annual or long-term cost-share agreements.

A phase of the program is the Forestry Incentives Program authorized in the

Act for sharing with landowners the cost of forest tree plantings and management, and protection of nonindustrial, private forest lands.

The impact of this program on the environment will generally be beneficial. Major adverse environmental effects are not anticipated in implementing this program. Some minor impacts may occur, such as during the construction of certain of the practices there may be noise from machinery operation, soil open for potential erosion, some wildlife habitat disturbed, etc.

This draft statement was filed with the Council on Environmental Quality on December 28, 1973. Copies of the statement have been forwarded to all State Clearinghouses, various conservation and environmental organizations and Federal agencies as outlined in the CEQ guidelines. To assist in implementing this program early in the 1974 crop year, we wish to receive any comments on the draft statement by February 25, 1974.

Copies of the statement are available for inspection during regular working hours at USDA, Agricultural Stabilization and Conservation Service, Room 4702 South Building, 14th and Independence Avenue, SW., Washington, D.C. 20250, and at the State office for the Agricultural Stabilization and Conservation Service in each State. A limited number of single copies are available upon request to the Washington, D.C. office.

Copies may be also obtained from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151. Please refer to the name and number of the statement when ordering.

Any comments concerning the draft statement should be addressed to the Director, Environmental Quality and Land Use Programs Division, Agricultural Stabilization and Conservation Service, Room 4091 South Building, 14th and Independence Avenue, SW., Washington, D.C. 20250, to be received by February 25, 1974.

Signed at Washington, D.C. on January 11, 1974.

GLENN A. WEIR,
Acting Administrator, Agricultural Stabilization and Conservation Service.

[FR Doc. 74-1577 Filed 1-17-74; 8:45 am]

Commodity Credit Corporation

[AMDT. 6]

SALES OF CERTAIN COMMODITIES

Monthly Sales List (Fiscal Year Ending June 30, 1974)

The CCC Monthly Sales List for the fiscal year ending June 30, 1974, published in 38 FR 19259 is amended as follows:

1. The provisions of section 30 entitled "Tung Oil—unrestricted use sales" are deleted.

Effective date: 2:30 p.m. (e.s.t.) December 28, 1973.

Signed at Washington, D.C. on January 11, 1974.

GLENN A. WEIR,
Acting Executive Vice President,
Commodity Credit Corporation.

[FR Doc. 74-1517 Filed 1-17-74; 8:45 am]

Forest Service

MULTIPLE USE PLAN—BITTERROOT NORTH PLANNING UNIT

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for the Multiple Use Plan—Bitterroot North Planning Unit, USDA-FS-DES (adm) 74-63.

The environmental statement concerns the proposed implementation of a revised Multiple Use Plan for the Bitterroot North Planning Unit, Stevensville Ranger District, Bitterroot National Forest, Ravalli County, Montana. About 56,500 acres of National Forest land are affected. The planning unit is divided into 12 subunits (management units) of similar resource potential and limitations to management. Significant values, management direction, and specific statements to guide land management have been developed for each subunit.

This draft environmental statement was filed with CEQ on January 14, 1974.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service
So. Agriculture Bldg., Room 3230
12th St. & Independence Ave., SW
Washington, D.C. 20250

USDA, Forest Service
Northern Region
Federal Building, Room 3077
Missoula, Montana 59801

USDA, Forest Service
Bitterroot National Forest
316 North Third Street
Hamilton, Montana 59840

USDA, Forest Service
Stevensville Ranger District
Stevensville, Montana 59870

A limited number of single copies are available upon request to:

Orville L. Daniels, Forest Supervisor
Bitterroot National Forest
316 North Third Street
Hamilton, Montana 59840
Frank E. Salomonsen, District Ranger
Stevensville Ranger District
Stevensville, Montana 59870

Copies are also available from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151. Please refer to the name and number of the environmental statement above when ordering.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ Guidelines.

Comments are invited from the public, and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Orville L. Daniels, Forest Supervisor, Bitterroot National Forest, 316 North Third Street, Hamilton, Montana 59840. Comments must be received by March 14, 1974, in order to be considered in the preparation of the final environmental statement.

PHILIP L. THORNTON,
Deputy Chief, Forest Service.

JANUARY 14, 1974.

[FR Doc. 74-1516 Filed 1-17-74; 8:45 am]

MULTIPLE-USE PLAN—HOLLAND LAKE PLANNING UNIT

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for the proposed Multiple-Use Plan—Holland Lake Planning Unit, Report Number USDA-FS-DES (Adm) 74-62.

The environmental statement concerns a proposed management plan for about 70,750 acres of National Forest land on the Swan Lake Ranger District of the Flathead National Forest, Missoula County, Montana. The proposed plan provides the District Ranger with management direction and guidance for each of the eleven management units within the total planning area.

This draft environmental statement was filed with CEQ on January 14, 1974.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service
South Agriculture Bldg., Room 3230
12th St. & Independence Ave., S.W.
Washington, D.C. 20250

USDA, Forest Service
Region 1—Northern Region
200 East Broadway
Missoula, Montana 59801

USDA, Forest Service
Flathead National Forest
290 North Main
Kalispell, Montana 59901

USDA, Forest Service
Swan Lake Ranger Station
Bigfork, Montana 59911

A limited number of single copies are available upon request to Edsel L. Corpe, Forest Supervisor, Flathead National Forest, 290 North Main, Kalispell, Montana 59901.

Copies are also available from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151.

field, Virginia 22151. Please refer to the name and number of the environmental statement above when ordering.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the Council on Environmental Quality Guidelines.

Comments are invited from the public and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Edsel L. Corpe, Forest Supervisor, Flathead National Forest, 290 North Main, Kalispell, Montana 59901. Comments must be received by March 14, 1974 in order to be considered in the preparation of the final environmental statement.

PHILIP L. THORNTON,
Acting Deputy Chief, Forest Service.

JANUARY 14, 1974.

[FR Doc.74-1515 Filed 1-17-74; 8:45 am]

SPREAD CREEK-GROS VENTRE LAND USE PLAN

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for Spread Creek-Gros Ventre Land Use Plan, Bridger-Teton National Forest, Wyoming. The Forest Service report number is USDA-FS-DES (Adm.) 74-64.

The purpose of this environmental statement is to allocate National Forest System lands within the unit to specific resource uses and activities; establish management objectives; document management direction, decisions, and the needed coordination between resource uses and activities; and provide for protection, use, and development of a variety of resources found within the planning unit. The plan provides for minimization of adverse effects and maximization of desirable effects. The mix of uses provided for includes moderate levels of consumptive resource uses. Major uses and activities include: Livestock grazing, timber harvesting, road-building, mining, camping, hunting, fishing, and general outdoor recreation.

This draft environmental statement was filed with CEQ on January 14, 1974.

Copies are available for inspection during regular working hours at the following locations:

Regional Planning Office
USDA, Forest Service
Federal Building, Room 2025
324-25th Street
Ogden, Utah 84401

USDA, Forest Service
South Agriculture Building, Room 3230
12th Street and Independence Avenue, S.W.
Washington, D.C. 20250

Forest Supervisor
Bridger-Teton National Forest
Forest Service Building
Jackson, Wyoming 83001
District Forest Ranger
Gros Ventre Ranger District
Forest Service Building
Jackson, Wyoming 83001

A limited number of single copies are available upon request to Forest Supervisor Charles T. Coston, Bridger-Teton National Forest, Forest Service Building, Jackson, Wyoming 83001.

Copies are also available from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151. Please refer to the name and number of the environmental statement above when ordering.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Comments are invited from the public, and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to the Forest Supervisor, Bridger-Teton National Forest, Forest Service Building, Jackson, Wyoming 83001. Comments must be received by March 14, 1974, in order to be considered in the preparation of the final environmental statement.

PHILIP L. THORNTON,
Deputy Chief, Forest Service.

JANUARY 14, 1974.

[FR Doc.74-1513 Filed 1-17-74; 8:45 am]

JACKPINE GULCH TIMBER SALE

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for the Jackpine Gulch Timber Sale, Forest Service Report Number USDA-FS-DES (Adm.) 74-61.

The environmental statement concerns a proposed sale of 7,933 MBF of timber from 19 cutting blocks covering 964 acres located in Madison County, State of Montana, Madison Ranger District, Beaverhead National Forest. The sale will require construction of 11.3 miles of permanent single lane road with turnouts with a safe driving speed of 10 miles per hour. An additional 11.8 miles of temporary roads will be required for access into and within the individual cutting blocks. Timber harvested in clearing road right-

of-way will add 479 MBF of timber to the total cut.

This draft environmental statement was filed with CEQ January 14, 1974.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service
South Agriculture Bldg., Room 3230
12th St. & Independence Ave. S.W.
Washington, D.C. 20550

USDA, Forest Service
Northern Region
Federal Building
Missoula, Montana 59801

USDA, Forest Service
Beaverhead National Forest
Corner Highway 41 and Skihi St.
P.O. Box 1258
Dillon, Montana 59725

A limited number of single copies are available upon request to Charles R. Hartgraves, Forest Supervisor, Beaverhead National Forest, P.O. Box 1258, Dillon, Montana 59725.

Copies are also available from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151. Please refer to the name and number of the environmental statement above when ordering.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the Council on Environmental Quality Guidelines.

Comments are invited from the public and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Forest Supervisor Charles R. Hartgraves, Beaverhead National Forest, P.O. Box 1258, Dillon, Montana 59725. Comments must be received by March 14, 1974, in order to be considered in the preparation of the final environmental statement.

PHILIP L. THORNTON,
Deputy Chief, Forest Service.

JANUARY 14, 1974.

[FR Doc.74-1514 Filed 1-17-74; 8:45 am]

DEPARTMENT OF COMMERCE

Maritime Administration

CONSTRUCTION OF TANKERS OF ABOUT 90,000 DWT RECOMPUTATION OF FOREIGN COST

Notice of Intent

Notice is hereby given of the intent of the Maritime Subsidy Board, pursuant to the provisions of section 502(b) of the Merchant Marine Act 1936, as amended, to recompute the estimated foreign cost of the construction of tankers of about 90,000 DWT since there appears to have been a significant change in shipbuilding

market conditions since the previous determination of estimated foreign cost was made.

Any person, firm or corporation having any interest (within the meaning of section 502(b)) in such computations may file written statements by the close of business on January 30, 1974, with the Secretary, Maritime Subsidy Board, Maritime Administration, Room 3099B, Department of Commerce Building, 14th & E Streets, NW, Washington, DC 20230.

Dated: January 16, 1974.

By Order of the Maritime Subsidy Board, Maritime Administration.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.74-1708 Filed 1-17-74;8:45 am]

**National Bureau of Standards
FEDERAL INFORMATION PROCESSING
STANDARDS COORDINATING AND AD-
VISORY COMMITTEE**

Notice of Meeting

Pursuant to Pub. L. 92-463 and Executive Order 11686, notice is hereby given that the Federal Information Processing Standards Coordinating and Advisory Committee (FIPSCAC) will hold a meeting from 9 a.m. to 12 noon on Wednesday, January 30, 1974, in Room B-255, Building 225, of the National Bureau of Standards in Gaithersburg, Maryland.

The purpose of the meeting is to review the actions of the Federal Information Processing Standards (FIPS) Task Groups and to consider other matters relating to Federal information processing standards.

The public will be permitted to attend, to file written statements, and, to the extent that time permits, to present oral statements. Persons planning to attend should notify the Institute for Computer Sciences and Technology, National Bureau of Standards, Washington, D.C. 20234 (Phone 301-921-3551).

Dated: January 15, 1974.

E. AMBLER,
Acting Director.

[FR Doc.74-1541 Filed 1-17-74;8:45 am]

**PAINTS AND INKS FOR ART EDUCATION
IN SCHOOLS
Recommended Voluntary Standard; Notice
of Circulation**

The National Bureau of Standards is giving public notice that it is circulating the following recommended voluntary standard for a determination of its acceptability: TS 177a, "Paints and Inks for Art Education in Schools."

This circulation is being made in accordance with the provisions of § 10.5 of the Department of Commerce "Procedures for the Development of Voluntary Product Standards" (15 CFR Part 10, as amended; 55 FR 8349 dated May 28, 1970).

The purpose of the recommended standard is to establish nationally recognized quality, safety, and packaging re-

quirements for school paints and block printing inks and to provide producers, distributors, and users with a basis for common understanding of the characteristics of these products.

Copies of this recommended standard may be obtained from the Office of Engineering Standards Services, National Bureau of Standards, Washington, D.C. 20234. Written comments or objections concerning the standard should be addressed to the Office of Engineering Standards Services on or before March 4, 1974.

Dated: January 15, 1974.

RICHARD W. ROBERTS,
Director.

[FR Doc.74-1540 Filed 1-17-74;8:45 am]

**DEPARTMENT OF HEALTH,
EDUCATION, AND WELFARE**

Office of Education

EMERGENCY SCHOOL AID

Notice of Acceptance of Applications

The Commissioner of Education hereby gives notice that pursuant to Title VII of Pub. L. 92-318, the Emergency School Aid Act, applications are being accepted from local educational agencies which have developed eligible plans as described in § 185.11 subsequent to April 1, 1973, and which did not apply for assistance under the Emergency School Aid Act prior to July 1, 1973, which plans are being, or are to be, implemented prior to February 10, 1974, and which have submitted applications for assistance for basic grants under section 706(a) of the Act for the project period July 1, 1974 through June 30, 1975, for special project grants under section 708(a) of the Act (45 CFR 185.91(b) of the implementing regulations).

Applications for assistance must be received on or before February 19, 1974. Such applications should be submitted to U.S. Office of Education, Application Control Center, 7th & D Streets, SW., ROB-3, Room 5673, Washington, D.C. 20202 (mailing address: U.S. Office of Education, Application Control Center, 400 Maryland Avenue, SW., Washington, D.C. 20202, Attention: 13.525 and 13.532).

Receipt procedure. An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application was sent by registered or certified mail not later than the fifth calendar day prior to the closing date (or if such fifth calendar day is a Saturday, Sunday, or Federal holiday, not later than the next following business day), as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail rooms, in Washington, D.C. (In establishing the date of receipt, the Assistant Secretary will rely on the time-

date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, or the U.S. Office of Education.)

Project periods. Funds will be awarded for authorized activities commencing no earlier than February 19, 1974, and terminating no later than June 30, 1974.

Applicable regulations. Awards will be subject to 45 CFR Part 185, as such part appeared in the FEDERAL REGISTER on February 6, 1973 (38 FR 3450). Awards under section 708(a) will be subject to the amendments to 45 CFR Part 185 as such amendments appeared in the FEDERAL REGISTER on April 24, 1973 (38 FR 10092) and on August 10, 1973 (38 FR 21646). Awards under all sections of the Act shall be subject to such amendments to 45 CFR Part 185 as may be made in the future. Awards under all sections of the Act as described above are subject to the Office of Education General Provisions of 45 CFR Part 100 as published in the FEDERAL REGISTER November 6, 1973 (38 FR 30654).

(Catalog of Federal Domestic Assistance Programs Nos. 13.525 Emergency School Aid—Basic Grants and 13.532 Emergency School Aid—Special Projects)

(29 U.S.C. 1609(a))

Dated: January 16, 1974.

JOHN OTTINA,
U.S. Commissioner of Education.

[FR Doc.74-1673 Filed 1-17-74;8:45 am]

**DEPARTMENT OF
TRANSPORTATION**

Coast Guard

[CGD 74 15 1]

**NATIONAL OFFSHORE OPERATIONS
INDUSTRY ADVISORY COMMITTEE**

Public Meeting

This is to give notice pursuant to Pub. L. 92-463, sec. 10(a), approved October 6, 1972, that the National Offshore Operations Industry Advisory Committee will conduct an open meeting on January 30, 1974, in room 2232, NASSIF Building, 400 Seventh Street, SW., Washington, D.C. The meeting is scheduled to begin at 8:30 a.m. and is expected to last all day.

The agenda for the meeting will be the following:

1. Call to order.
2. Approval of minutes of 11-12 July 1973 meeting.
3. Committee organization and future activity.
4. Personnel.
5. Vessel safety.
6. Vessel admeasurement.
7. Fixed structure safety.
8. Portable tanks.
9. Occupational Safety and Health Act.
10. Law of the Sea.
11. Environmental matters.
12. Manned Subsea operations.
13. Miscellaneous.
14. Adjournment.

The National Offshore Operations Industry Advisory Committee was chartered on August 15, 1973, by the Commandant of the Coast Guard to advise

the Marine Safety Council on a variety of matters concerning safe practices in offshore operations. Public members of the Committee serve voluntarily without compensation from the Federal Government, either travel or per diem.

Interested persons may seek additional information by writing:

COMMANDANT (G-CMC/82)
U.S. Coast Guard
Washington, D.C. 20590

Dated: January 15, 1974.

D. H. CLIFTON,
Captain, U.S. Coast Guard,
Acting Chief, Office of Mer-
chant Marine Safety.

[FR Doc.74-1507 Filed 1-17-74; 8:45 am]

National Highway Traffic Safety Administration

NATIONAL HIGHWAY SAFETY ADVISORY COMMITTEE AD HOC TASK FORCE ON ADJUDICATION

Notice of Public Meeting

On January 26, 1974 the National Highway Safety Advisory Committee's Ad Hoc Task Force on Adjudication will hold an open meeting at the Bismarck Hotel, 171 Randolph Street, Chicago, Illinois.

The National Highway Safety Advisory Committee is composed of 35 members appointed by the President in accordance with the Highway Safety Act of 1966 (23 U.S.C. 401 et seq.). The Committee consists of representatives of State and local governments, State legislatures, public and private interests contributing to, affected by, or concerned with highway safety, other public and private agencies, organizations, and groups demonstrating an active interest in highway safety, and research scientists and other experts in highway safety.

The Advisory Committee advises, consults with, and makes recommendations to the Secretary of Transportation on matters relating to the activities of the Department in the field of highway safety. The Committee is specifically authorized (1) to review research projects or programs, and (2) to review, prior to issuance, standards proposed to be issued by the Secretary under the national highway safety program.

The Ad Hoc Task Force on Adjudication will meet from 9 a.m. to 2 p.m. at the Bismarck Hotel with the following agenda:

Briefing on Mandatory Sanctions and Highway Safety.

This notice is given pursuant to section 10(a)(2) of Pub. L. 92-463, Federal Advisory Committee Act (FACA), effective January 5, 1973.

Further information may be obtained from the Executive Secretariat, National Highway Traffic Safety Administration, Department of Transportation, 400 Seventh Street, SW., Washington, D.C. 20590, telephone 202-426-2872.

Issued: January 14, 1974.

CALVIN BURKHART,
Executive Secretary.

[FR Doc.74-1578 Filed 1-17-74; 8:45 am]

AD HOC ADVISORY GROUP ON PUERTO RICO PUBLIC HEARINGS

The Ad Hoc Advisory Group on Puerto Rico will hold public hearings from 9 a.m. to 12 noon and from 1 p.m. to 4 p.m. as follows, unless the Co-Chairmen extend the time: Saturday, February 9, 1974, at the Capitol Building, San Juan, Puerto Rico.

The purpose of the public hearings is to permit any interested persons to participate with the Advisory Group in its deliberations on the maximum of self-government for Puerto Rico within the framework of Commonwealth.

In order to insure maximum participation, the Ad Hoc Advisory Group will use the following procedure: All who wish to testify should file in our office, Room 802, Treasury Building, San Juan, Puerto Rico, on or before February 7, 1974, one (1) copy of the statement, either handwritten or typed, they wish to present to the Ad Hoc Advisory Group. The statement should also give the name, address, and any organization the witness may represent. The statement and the testimony may be presented either in Spanish or in English.

PETER J. GALLAGHER,
Executive Director.

[FR Doc.74-1741 Filed 1-17-74; 10:58 am]

ATOMIC ENERGY COMMISSION

ADVISORY COMMITTEE ON REACTOR SAFEGUARDS SUBCOMMITTEE ON RE- ACTOR FUELS

Schedule Change

JANUARY 15, 1974.

Due to a schedule change, on the second day of the Reactor Fuels Subcommittee Meeting, January 25, 1974, the open portion of the meeting will commence at 8 a.m. instead of 9 a.m. Notice of the Subcommittee meeting was previously published at 39 FR 1548, January 10, 1974.

JOHN C. RYAN,
Advisory Committee
Management Officer.

[FR Doc.74-1588 Filed 1-17-74; 8:45 am]

[Docket No. 50-332]

ALLIED-GULF NUCLEAR SERVICES, ET AL. Notice and Order Scheduling Prehearing Conference

In the matter of Allied-Gulf Nuclear Services, Allied Chemical Nuclear Products, Inc. and Gulf Oil Corporation, (Barnwell Nuclear Fuel Plant).

Take notice, that in accordance with the Atomic Energy Commission's notice of hearing pursuant to 10 CFR Part 50 Appendix D, section B, published November 9, 1973 in the FEDERAL REGISTER (38 FR 31031), a prehearing conference will be held in the above entitled proceeding on Wednesday, March 27, 1974, at 10 a.m. local time in Courtroom No. 2, U.S. District Court, Laurel and Assembly Streets, Columbia, South Carolina 20202.

The Prehearing Conference will deal with the following matters:

1. Identification of the key issues in the proceeding;
2. Consideration of Petitions for Leave to Intervene in order to permit the Atomic Safety and Licensing Board to make such preliminary or final determination as to the parties to the proceeding, as may be appropriate; and
3. Establishment of a schedule for future actions in this proceeding.

Members of the public are welcome to attend, however no limited appearance statements will be accepted at this prehearing conference. Statements by members of the public making limited appearances will be received at the commencement of the Evidentiary hearing which will be scheduled at a later date.

It is so ordered.

Issued at Washington, D.C., this 14th day of January 1974.

ATOMIC SAFETY AND LICENS-
ING BOARD,
ROBERT M. LAZO,
Chairman.

[FR Doc.74-1487 Filed 1-17-74; 8:45 am]

[Docket Nos. 50-400, 50-401, 50-402 and
50-403]

CAROLINA POWER AND LIGHT CO.

Determination To Grant Exemption From Licensing for Certain Site Preparation Activities

Pursuant to the provisions of 10 CFR 50.12 of the Atomic Energy Commission's (Commission) regulations, the Commission has granted an exemption from the requirements of 10 CFR 50.10(b) to the Carolina Power and Light Company (the applicant) for certain site preparation activities involving the Shearon Harris Nuclear Power Plant, Units 1, 2, 3 & 4 prior to a decision regarding the issuance of a construction permit.

In an application dated September 7, 1971 the applicant requested a permit to construct four pressurized water reactors, designated as the Shearon Harris Nuclear Power Plant (facility), at the applicant's site in Wake and Chatham Counties, North Carolina. By letters dated December 14, 1973 and January 8, 1974 the applicant requested an exemption from the provisions of 10 CFR 50.10(b) for certain site preparation activities at the proposed site prior to a decision regarding the issuance of a construction permit and provided the Commission with supporting information, including information on the environmental impact of the activities to be conducted under the exemption.

On the basis of the applicant's Environmental Report and supplemental information concerning the environmental impact associated with the exemption request set forth in the applicant's letters of December 14, 1973, and January 8, 1974, and after consideration and balancing of the environmental factors specified in 10 CFR § 50.12 of the Commission's regulations (and the additional factor raised by the Court with respect to the Davis Besse application), it has been determined that the work requested in the exemption is authorized by law and will not endanger life or property or

the common defense and security and is otherwise in the public interest and should be authorized.

The requested exemption involves the following activities: build access road from temporary field office to new field office; upgrade existing roads or provide new roads to borrow areas and to the plant site; clear borrow areas; perform clearing and grading for storage and facility yard, parking areas, and temporary construction facilities; construct warehouse, field office buildings, power facilities, telephone service, water supply, sewage systems, and construction site fencing; put up on-site concrete production plant; perform clearing, earth and track work for relocation of the mainline of the Norfolk Southern railroad track and temporary relocation of branch line; harvest timber and perform clearing for main and auxiliary reservoirs. The granting of this exemption shall have no bearing upon the subsequent granting or denial of a construction permit for the proposed Shearon Harris Nuclear Power Plant Units 1, 2, 3, and 4, and any site preparation performed pursuant to this exemption shall be performed entirely at the risk of the Carolina Power and Light Company. Furthermore, as discussed in the Discussion and Findings, the Applicant is hereby committed to redress any adverse environmental impact at the site should the construction permit be denied.

The basis for granting this exemption prior to the completion of the ongoing NEPA review of these facilities is set forth in a document entitled "Discussion and Findings by the Directorate of Licensing, U.S. Atomic Energy Commission, Relating to a Request for an Exemption from Licensing for Certain Site Preparation Activities at the Shearon Harris Nuclear Power Plant, Prior to Completion of the NEPA Environmental Review, AEC Docket Nos. 50-400, 50-401, 50-402, and 50-403" dated January 11, 1974. The applicant's letters of December 14, 1973 and January 8, 1974 referenced supporting information, relating to this request for an exemption; a letter from the Deputy Director for Reactor Projects, Directorate of Licensing, to the applicant dated January 14, 1974, granting the exemption; and the Discussion and Findings referred to above are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and the Wake County Public Library, 104 Fayetteville Street, Raleigh, North Carolina.

Copies of the Discussion and Findings document may be obtained upon request addressed to the United States Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Maryland, this 14th day of January, 1974.

For the Atomic Energy Commission.

A. GIAMBUSO,

Deputy Director for Reactor Projects, Directorate of Licensing.

[FR Doc.74-1533 Filed 1-17-74; 8:45 am]

[Docket Nos. 50-400-50-403]

CAROLINA POWER AND LIGHT CO.

Availability of AEC Revised Draft Environmental Statement

Pursuant to the National Environmental Policy Act of 1969 and the United States Atomic Energy Commission's regulations in Appendix D to 10 CFR Part 50, notice is hereby given that a revised draft environmental statement prepared by the Commission's Directorate of Licensing relating to the proposed construction of Shearon Harris Nuclear Power Plant Units 1, 2, 3, and 4, by the Carolina Power and Light Company in Wake and Chatham Counties, North Carolina, is available for inspection by the public in the Commission's Public Document Room at 1717 H Street NW., Washington, D.C., and in the Wake County Public Library, 104 Fayetteville Street, Raleigh, North Carolina. This revised draft statement has been prepared to reflect recent information provided by the applicant which describes a change in the plant cooling system to natural draft cooling towers from once-through cooling. Thus, significant changes in plant design and operation have necessitated preparing the revised statement. This document supercedes the previous final environmental statement which was issued on May 16, 1973. The revised draft statement is also being made available at the Office of the Planning Coordinator Clearinghouse and Information Center, 116 West Jones Street, Raleigh, North Carolina 27603. Copies of the Commission's revised draft environmental statement may be obtained by request addressed to the United States Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

The Applicant's Environmental Report as supplemented, submitted by Carolina Power and Light Company is also available for public inspection at the above designated locations. Notice of Availability of the Applicant's Environmental Report was published in the FEDERAL REGISTER on November 22, 1972 (37 FR 24842).

Pursuant to 10 CFR Part 50, Appendix D, interested persons may submit comments on the Applicant's Environmental Report as supplemented and the revised draft environmental statement for the Commission's consideration. Comments are due within 45 days after publication in the FEDERAL REGISTER by the Council on Environmental Quality. Please provide your comments by March 4, 1974. Comments by Federal, State, and local officials or other persons received by the Commission will be made available for public inspection at the Commission's Public Document Room in Washington, D.C., and the Wake County Public Library.

Upon consideration of comments submitted with respect to the revised draft environmental statement the Regulatory staff will prepare a revised final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

Comments on the revised draft environmental statement from interested members of the public should be addressed to the United States Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Maryland, this 10th day of January 1974.

For the Atomic Energy Commission.

GORDON K. DICKER,
Chief Environmental Projects
Branch 2 Directorate of Licensing.

[FR Doc.74-1488 Filed 1-17-74; 8:45 am]

[Docket Nos. STN-50-454 and STN-50-455]

COMMONWEALTH EDISON CO.

Determination To Grant Exemption From Licensing for Certain Site Preparation Activities

Pursuant to the provisions of 10 CFR 50.12 of the Atomic Energy Commission's (Commission) regulations, the Commission has granted an exemption from the requirements of 10 CFR 50.10 (b) to the Commonwealth Edison Company (the applicant) for certain site preparation activities involving the Byron Station prior to a decision regarding the issuance of a construction permit.

In an application dated August 16, 1973, the applicant requested a permit to construct two pressurized water nuclear power reactors, designated as the Byron Station, Units 1 and 2, nuclear plants (facility), at the applicant's site about four miles southwest of Byron, Ogle County, Illinois. By letter dated December 17, 1973, the applicant requested an exemption from the provisions of 10 CFR 50.12 for certain site preparation activities at the proposed site prior to a decision regarding the issuance of a construction permit and provided the Commission with supporting information, including information on the environmental impact of the activities to be conducted under the exemption, if granted.

On the basis of the applicant's environmental report and supplemental information concerning the environmental impact associated with the exemption request set forth in the applicant's letter of December 17, 1973, and after consideration and balancing of the environmental factors specified in 10 CFR 50.12 of the Commission's regulations, and the additional factor raised by the Court with respect to the Davis-Besse application, it has been determined that the work requested in the exemption is authorized by law and will not endanger life or property or the common defense and security and is otherwise in the public interest and should be authorized. The granted exemption allows rock grouting of an approximate 3.7 acre area which underlies the following Category I structures: Reactor Containment 1, Reactor Containment 2, and the Auxiliary Building.

The granting of this exemption shall have no bearing upon the subsequent granting or denial of a construction per-

mit for the proposed Byron Station, Units 1 and 2 nuclear plants, and any site preparation performed pursuant to this exemption shall be performed entirely at the risk of the Commonwealth Edison Company. Furthermore, as discussed in the Discussion and Findings, the Applicant is hereby committed to redress any adverse environmental impact at the site should the construction permit be denied.

The basis for granting this exemption prior to the completion of the ongoing NEPA review of these facilities is set forth in a document entitled, "Discussion and Findings by the Directorate of Licensing, U.S. Atomic Energy Commission, Relating to an Application for an Exemption from Licensing for Certain Site Preparation Activities at the Byron Station, Units 1 and 2, Prior to the Completion of the NEPA Environmental Review, AEC Docket Nos. STN-50-454 and STN-50-455", dated January 11, 1974. The applicant's letter of December 17, 1973, and referenced supporting information relating to this request for an exemption, a letter from the Deputy Director for Reactor Projects, Directorate of Licensing, to the applicant dated January 14, 1974, granting the exemption, and the Discussion and Findings referred to above are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the Byron Public Library, Third & Washington Streets, Byron, Illinois 61010. Copies of the Discussion and Findings document may be obtained upon request addressed to the United States Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Maryland this 14th day of January 1974.

For the Atomic Energy Commission.

A. GIAMBUSO,
Deputy Director for Reactor
Projects, Directorate of
Licensing.

[FR Doc.74-1532 Filed 1-17-74; 8:45 am]

[Docket No. 50-146]

SAXTON NUCLEAR EXPERIMENTAL CORP.

Notice of Issuance of Amended Facility License

Notice is hereby given that the Atomic Energy Commission ("the Commission") has issued, effective as of the date of issuance, Amendment No. 9 to Facility Operating License No. DPR-4. The license as previously issued and amended authorizes the Saxton Nuclear Experimental Corporation (SNEC) to possess, but not to operate the deactivated Saxton reactor located in Bedford County, Pennsylvania. The amendment extends the expiration date of the license to February 11, 2000, or to the expiration of the corporate charter of Saxton Nuclear Experimental Corporation, whichever occurs first. All authority for spe-

cial nuclear and byproduct materials, except for those byproduct materials induced in the reactor components as a result of reactor operation has been deleted from the license.

The Commission's Regulatory staff has found that the application complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's rules and regulations published in 10 CFR Chapter I, and that the issuance of the amendment will not be inimical to the common defense and security or to the health and safety of the public. The staff also has concluded that this action does not involve a significant hazards consideration since the administrative and procedural controls and safeguards, and health, safety and monitoring requirements set forth in the revised Technical Specifications issued as Change No. 50 when the license was amended for possession only on August 15, 1972, remain unchanged and in force. Also, all of the reactor fuel and other special nuclear and byproduct materials, except that remaining in the reactor components as a result of operation of the facility, have been transferred from the facility site. Consequently, public notice of proposed issuance of the amendment is not required.

Copies of the application dated November 29, 1972, the amendment dated October 22, 1973, and Amendment No. 9 to License No. DPR-4 are available for public inspection at the Commission's Public Document Room at 1717 H Street NW., Washington, D.C. Single copies of the license amendment may be obtained upon request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Maryland, this 10th day of January 1974.

For the Atomic Energy Commission.

ROBERT J. SCHEMEL,
Chief, Operating Reactors
Branch No. 1, Directorate of
Licensing.

[FR Doc.74-1534 Filed 1-17-74; 8:45 am]

POWER REACTOR GUIDES

Notice of Issuance and Availability

The Atomic Energy Commission has issued three new guides in its Regulatory Guide series. This series has been developed to describe and make available to the public methods acceptable to the AEC Regulatory staff of implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain of the information needed by the staff in its review of applications for permits and licenses.

The new guides are in Division 1, "Power Reactor Guides." Regulatory Guide 1.69, "Concrete Radiation Shields for Nuclear Power Plants," describes ac-

ceptable bases for implementing the Commission's regulations with regard to the design and construction of concrete radiation shields in nuclear power plants. Regulatory Guide 1.71, "Welder Qualification for Areas of Limited Accessibility," describes an acceptable method for implementing the Commission's Regulations with regard to the control of welding for nuclear components. Regulatory Guide 1.72, "Spray Pond Plastic Piping," describes an acceptable method of implementing the Commission's requirements with regard to the design, fabrication, and testing of fiberglass-reinforced thermosetting plastic piping for spray pond applications.

Regulatory Guides are available for inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. Comments and suggestions in connection with improvements in the guides are encouraged and should be sent to the Secretary of the Commission, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Staff. Requests for single copies of issued guides or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director of Regulatory Standards, U.S. Atomic Energy Commission, Washington, D.C. 20545. Telephone requests cannot be accommodated. Regulatory Guides are not copyrighted and Commission approval is not required to reproduce them.

Other Division 1 Regulatory Guides currently being developed include the following:

- Availability of Electric Power Sources.
- Requirements for Instrumentation to Assess Nuclear Power Plant Conditions During and Following an Accident for Water-Cooled Reactors.
- Shared Emergency and Shutdown Power Systems at Multi-Unit Sites.
- Physical Independence of Safety Related Electric Systems.
- Isolating Low Pressure Systems Connected to the Reactor Coolant Pressure Boundary.
- Assumptions for Evaluating a Control Rod Ejection Accident for Pressurized Water Reactors.
- Assumptions for Evaluating a Control Rod Drop Accident for Boiling Water Reactors.
- Requirements for Collection, Storage, and Maintenance of Quality Assurance Records for Nuclear Power Plants.
- Requirements for Assessing Ability of Material Underneath Nuclear Power Plant Foundations to Withstand Safe Shutdown Earthquake.
- Qualification Tests of Electric Valve Operators for Use in Nuclear Power Plants.
- Fire Protection Criteria for Nuclear Power Plants.
- Protective Coatings for Nuclear Reactor Containment Facilities.
- Inservice Surveillance of Grouted Prestressing Tendons.
- Seismic Input Motion to Uncoupled Structural Model.
- Primary Reactor Containment (Concrete) Design and Analysis.
- Preservice Testing of In-Situ Components.
- Category I Structural Foundations.
- Quality Assurance Requirements for Installation, Inspection, and Testing of Mechanical Equipment and Systems.

Quality Assurance Requirements for Installation, Inspection, and Testing of Structural Concrete and Structural Steel.
 Fracture Toughness Requirements for Vessels Under Overstress Conditions.
 Applicability of Nickel-base Alloys and High Alloy Steels.
 Material Limitations for Component Supports.
 Protection Against Postulated Events and Accidents Outside of Containment.
 Design Basis Tornado for Nuclear Power Plants.
 Requirements for Auditing of Quality Assurance Programs for Nuclear Power Plants.
 Assumptions used for Evaluating the Potential Radiological Consequences of a Boiling Water Reactor Gas Holdup Tank Failure.
 Quality Assurance Requirements for Procurement of Equipment, Materials, and Services.
 Quality Assurance Requirements for Lifting Equipment.
 Maintenance and Testing of Batteries.
 Qualification of Class I Electrical Equipment.
 Type Tests for Class I Cables and Connectors Installed Inside the Containment.
 Seismic Qualification of Class I Electric Equipment.
 Fracture Toughness Requirements for Materials for Class 2 and 3 Components.
 Maintenance of Water Purity in PWR Secondary Systems.
 Main Steam Line Sealing System Design Guidelines for Boiling Water Reactors.
 (5 U.S.C. 552(a))

Dated at Bethesda, Maryland, this 10th day of January, 1974.

For the Atomic Energy Commission.

LESTER ROGERS,
 Director of Regulatory Standards.

[FR Doc.74-1535 Filed 1-17-74; 8:45 am]

[Docket Nos. 50-466, 50-467]

HOUSTON LIGHTING AND POWER CO.

Notice of Receipt of Application for Construction Permits and Facility Licenses and Availability of Applicant's Environmental Report

Houston Lighting and Power Company (the applicant), pursuant to Section 103 of the Atomic Energy Act of 1954, as amended, has filed an application, which was docketed on December 7, 1973 for authorization to construct and operate two single cycle boiling water nuclear reactors. The application was tendered on August 24, 1973. Following a preliminary review for completeness, it was rejected on September 25, 1973 for lack of sufficient information. The applicant submitted additional information on November 13, 1973 and the application was found to be acceptable for docketing. Docket Nos. 50-466 and 50-467 have been assigned to the application and it should be referenced in any correspondence relating to the application.

The proposed nuclear facilities, designated by the applicant as the Allens Creek Nuclear Generating Station, Units 1 & 2 are to be located in southern Austin County, Texas, west of the Brazos River, and about 45 miles west of the center of

Houston and are designed for initial operation at approximately 3579 megawatts (thermal), with a net electrical output of approximately 1200 megawatts.

A Notice of Hearing with opportunity for public participation is being published separately.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration shall submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, on or before February 27, 1974. The request should be filed in connection with Docket Nos. 50-466-A and 50-467-A.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545, and at the Sealy Public Library, 415 Main Street, Sealy, Texas 77474.

The applicant has also filed, pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in Appendix D to 10 CFR Part 50, an Environmental Report dated August 24, 1973. The report, which discusses environmental considerations related to the construction and operation of the proposed facility is being made available for public inspection at the aforementioned locations and at the Division of Planning Coordination, Office of the Governor, P.O. Box 12428, Capitol Station, Austin, Texas 78711 and at the Houston-Galveston Area Council, 3311 Richmond Avenue, Houston, Texas 77006.

After the Environmental Report has been analyzed by the Commission's Director of Regulation or his designee, a draft environmental statement will be prepared by the Commission's Regulatory staff. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the FEDERAL REGISTER a summary notice of availability of the draft statement with a request for comments from interested persons on the draft statement. The summary notice will also contain a statement to the effect that comments of Federal agencies and State and local officials will be made available when received. Upon consideration of comments submitted with respect to the draft environmental statement, the Regulatory staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

Dated at Bethesda, Maryland, this 10th day of December 1973.

For the Atomic Energy Commission.

WALTER R. BUTLER,
 Chief, Boiling Water Reactors
 Branch 1, Directorate of Licensing.

[FR Doc.73-27098 Filed 12-27-73; 8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 26260]

COMPAGNIE NATIONALE DE TRANSPORTS AERIENS ROYAL AIR MAROC

Morocco-New York-Montreal Foreign Air Carrier Permit; Prehearing Conference and Hearing

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on February 15, 1974, at 10 a.m. (local time), in Room 503, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Administrative Law Judge Alexander N. Argerakis.

Notice is also given that the hearing may be held immediately following conclusion of the prehearing conference unless a person objects or shows reason for postponement on or before February 8, 1974.

Dated at Washington, D.C., January 14, 1974.

[SEAL] RALPH L. WISER,
 Chief Administrative Law Judge.
 [FR Doc.74-1570 Filed 1-17-74; 8:45 am]

[Docket No. 26109]

COURT LINE AVIATION LTD.

U.S.-United Kingdom-Other Points Foreign Air Carrier Permit Charter Service; Prehearing Conference and Hearing

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on February 20, 1974, at 10 a.m. (local time), in Room 503, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Administrative Law Judge John E. Faulk.

Notice is also given that the hearing may be held immediately following conclusion of the prehearing conference unless a person objects or shows reason for postponement on or before February 13, 1974.

Dated at Washington, D.C., January 14, 1974.

[SEAL] RALPH L. WISER,
 Chief Administrative Law Judge.
 [FR Doc.74-1571 Filed 1-17-74; 8:45 am]

[Docket No. 25513; Order 74-1-65]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Regarding Passenger Fares and North/Central Pacific Proportional Fares

Issued under delegated authority January 10, 1974.

Agreements have been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations between various air carriers, foreign air carriers and other carriers embodied in the resolutions of the Traffic

Conferences of the International Air Transport Association (IATA). The agreements, which were adopted by the TC2 Passenger Conference, London, 1973 for expedited effectiveness, by mail vote, and by the Special 55th Meeting of Traffic Conference 1 for expedited effectiveness, respectively, have been assigned the above C.A.B. agreement numbers.

The agreements propose (1) revalidation to March 31, 1975 of certain provisions of IATA resolution 022dd governing application of negative surcharges on sales of passenger transportation within the area comprised of Europe/Africa/Middle East; (2) increases, reflecting recent fuel cost increase adjustments, to proportional fares over Los Angeles used in constructing through fares between South/Central American points and points in the North/Central Pacific;

and (3) two new GIT fares between Mexico City and Pointe a Pitre/Fort de France under an existing resolution.

We will approve those agreements which involve fares which are combinable with fares to/from United States points and thus have indirect application in air transportation as defined by the Act, but will disclaim jurisdiction with respect to the proposed GIT fares between Mexico City and the Caribbean which are not similarly combinable.

Pursuant to authority duly delegated by the Board in the Board's regulations, 14 CFR 385.14:

1. It is not found that the following resolutions, incorporated in the agreements indicated, and which have indirect application in air transportation as defined by the Act, are adverse to the public interest or in violation of the Act:

Agreement CAB	IATA No.	Title	Application
24133	002	Standard Revalidation Resolution (Expedited)	2.
R-1	066	North and Central Pacific First Class Fares (Amending)	3/1 (N/C Pacific).
R-2	066	North and Central Pacific Economy Class Fares (Amending)	3/1 (N/C Pacific).
R-3	070u	North and Central Pacific, 21 Day Excursion Fares (Amending)	3/1 (N/C Pacific).
R-4	076j	North and Central Pacific Own Use and Affinity Group Fares (Amending)	3/1 (N/C Pacific).
R-5	083c	North and Central Pacific 35 Day Individual Inclusive Tour Fares (Amending)	3/1 (N/C Pacific).
R-6	084b	North and Central Pacific Group Inclusive Tour Fares (Amending)	3/1 (N/C Pacific).
2. It is not found that the following resolution, incorporated in Agreement CAB 24140, affects air transportation within the meaning of the Act:			
24140	084t	TC1 Group Inclusive Tour Fares—USA/Canada/Caribbean-Mexico (Expedited) (Amending).	1.

Accordingly, it is ordered, That:

1. Agreements C.A.B. 24133 and C.A.B. 24137 described in finding paragraph 1 above, which have indirect application in air transportation as defined by the Act, be and hereby are approved; and

2. Jurisdiction be and hereby is disclaimed with respect to Agreement C.A.B. 24140 described in finding paragraph 2 above.

Persons entitled to petition the Board for review of this order pursuant to the Board's regulations, 14 CFR 385.50, may file such petitions within ten days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period unless within such period a petition for review thereof is filed, or the Board gives notice that it will review this order on its own motion.

This order will be published in the FEDERAL REGISTER.

By James L. Deegan, Chief, Passenger and Cargo Division, Bureau of Economics.

[SEAL] EDWIN Z. HOLLAND,
Secretary.

[FR Doc. 74-1569 Filed 1-17-74; 8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 25755, etc.; Order 74-1-78]

AIR MIDWEST, INC., ET AL. AND FRONTIER AIRLINES, INC.

Order To Show Cause Relating to Local Service Class Subsidy Rate

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 14th day of January, 1974.

Application and Petition of AIR MIDWEST, INC. et al. Dockets Nos. 25755 and 25659 INVESTIGATION OF THE LOCAL SERVICE CLASS SUBSIDY RATE; and applications of FRONTIER AIRLINES, Inc.; Dockets Nos. 20213 and 22012 for temporary suspension of service at Dodge City, Great Bend and Hutchinson, Kansas.

On August 1, 1973, Air Midwest, Inc., the Cities of Hutchinson, Great Bend and Dodge City, Kansas, and their respective Chambers of Commerce (hereinafter referred to as petitioners or applicants) jointly filed an application and petition for the issuance of an order to show cause why the Board should not grant economic assistance to Air Midwest, a commuter carrier serving the petitioning communities in place of Frontier Airlines pursuant to suspension/substitution orders of the Board. In essence, the Board is requested to allocate subsidy funds to Frontier which will turn the funds over to Air Midwest to support the replacement services provided by the latter. The applicants use the term "flow-through" to describe their subsidy proposal, a term which we adopt for the purposes of our discussion herein.

Answers have been filed by Frontier, Trans World Airlines (TWA) and the Air Line Pilots Association, International (ALPA). Frontier supports the application and petition subject to certain conditions designed principally (1) to relieve Frontier of any administrative or managerial burdens and (2) to insure that Frontier will not be placed in violation of its collective bargaining agreement with ALPA. TWA does not oppose the application except to the extent that Air Midwest would receive financial support

for its service between Wichita and Kansas City via Olathe. TWA notes that both it and Braniff are certificated in the Wichita-Kansas City market and argues that, consequently, that portion of Air Midwest's system should be subsidy ineligible. Finally, ALPA opposes the application on the grounds (1) that a carrier operating pursuant to an exemption—as opposed to a certificate—should not, as a matter of policy and may not, as a matter of law, receive federal subsidy and (2) that the question of subsidization of exempt carriers should not be decided here inasmuch as commuter carrier certification/subsidization is in issue in the pending New England Service Investigation, Docket 22973.

Upon consideration of the pleadings and all the relevant facts, we have decided to issue this order proposing to adjust the local service class subsidy rate for Frontier Airlines to provide additional funds for the support of certain operations performed by Air Midwest.

Background of Service. Dodge City and Hutchinson were among the first points, exclusive of grandfather points, certificated under the Civil Aeronautics Act of 1938.¹ They were served by Continental Air Lines on its route between Wichita, Kansas, and Pueblo, Colorado. In 1951 Great Bend was added as an intermediate point between Dodge City and Hutchinson on Continental's route 29.² All three cities were served continuously as trunkline points until 1960 when they, among others, were transferred to Central Airlines, a local service carrier.³ Central merged with Frontier seven years later⁴ whereupon the obligation to provide service at the three points devolved upon Frontier. Finally, Frontier's authority was realigned and modified in the Central Route 81 Case⁵ so that the three Kansas cities became intermediate points on Frontier's Kansas City-Denver segment, where they remain today.

Air Midwest (under its former corporate name Aviation Services, Inc.) embarked upon its relationship with Frontier in 1968 by arranging to provide Board-approved replacement service in the Dodge City-Wichita-Kansas City market.⁶ In 1970 the Board authorized Frontier's suspension at Great Bend and Hutchinson subject to the condition that an air taxi (i.e., Air Midwest) provide a specified level of replacement service between each point and Denver, Wichita and Kansas City.⁷ Frontier's suspension authority was extended by subsequent

¹ Continental Air Lines, Inc. et al., 1 C.A.B. 88 (1939).

² Additional Service To Kansas (Service to Great Bend), 12 C.A.B. 868 (1951).

³ Kansas-Oklahoma Local Service Case, 32 C.A.B. 557 (1960). This was one in a series of area route cases in which the Board reappraised local air service to determine whether numerous trunk stations could be better served by subsidized, local service carriers.

⁴ Order E-25626, September 1, 1967.

⁵ Orders 68-8-96, August 22, 1968, and 69-5-30, decided May 8, 1969.

⁶ Order 68-10-180, October 31, 1968 (Agreement C.A.B. No. 20528).

⁷ Order 70-8-31, August 10, 1970.

orders⁸ and Air Midwest has continued to supply replacement service although its route pattern and minimum frequency requirements have been modified.⁹ Air Midwest's current required levels of replacement service and its actual route system are depicted in Appendix A.¹⁰

We turn now to the substance of the application. Petitioners allege the following, *inter alia*, in support of their request:

(1) It is essential that Dodge City and Great Bend continue to receive service because of their extreme isolation from alternative sources of air transportation and because surface modes of transportation are not viable alternatives on account of the great distances involved.¹⁰ While Hutchinson is not isolated in the same sense, it is an important point on Air Midwest's system and its traffic-generating capability indicates that it deserves subsidized service.

(2) Each of the petitioning communities has enjoyed, and will continue to enjoy, significant industrial growth which is dependent upon frequent, well-timed air transportation.

(3) A flow-through program will assure high frequency service at substantial financial savings to the government in comparison with the expensive, low-frequency service which would obtain if Frontier were required to reinstitute operations in its own name.¹¹

(4) The petitioning communities have actively and enthusiastically supported Air Midwest to the extent of providing more than \$100,000 in operating capital for the carrier as well as a \$50,000 re-financing package.

(5) Without financial assistance, Air Midwest may be destined for cessation of operations. The company's management but several factors have rendered financial independence impossible. Among these are the severity of the winter weather, the long segment distances which keep the fare yield below those of other replacement commuter carriers, the low density of the routes served and

the absence of support services and financial guarantees from Frontier. Air Midwest concludes that financial support is superior to the alternatives which include termination or reduction of Air Midwest's services, higher fares which would discourage traffic, reinstitution of Frontier's limited and more expensive service and deletion of certificated service.

Air Midwest has submitted a considerable amount of financial and operating data to support its application. Its 1973 break-even need is calculated to be \$105,794 and its return on investment is fixed at \$121,572 including a net profit of \$49,047. The comparable figures forecast for 1974 are \$108,785, \$121,100 and \$59,500. The carrier has analyzed its system-wide scheduled revenue block hours, revenue aircraft miles flown and available seat miles and has determined that 70 percent of its operations should be subsidy eligible. A rate of 12.35 percent was used to compute return on investment which is, in turn, based on the carrier's equity position of \$704,566 as of December 31, 1970, rather than its negative equity position of \$47,334 as of December 31, 1972.¹² Finally, Air Midwest asserts that its fully allocated cost per aircraft mile is 85.9 cents while Frontier's similar cost would be \$3.32 for CV-580 aircraft and \$2.16 for small aircraft.¹³

In sum, petitioners allege that Air Midwest is providing high quality air transportation at reasonable cost where it is vitally needed and that the federal government should preserve this service by underwriting it with financial assistance.

Policy considerations. The policy question to be addressed in this case is whether or not it is desirable to pay to Frontier subsidy funds which will be allocated to Air Midwest, a commuter carrier performing services on behalf of Frontier. In all of the circumstances, we believe that the answer is affirmative. Air Midwest's application provides us with an opportunity to conduct an experiment which may prove to be of great value in our efforts to find new ways to provide improved and more economical air service at small communities unable to support such service on a fully economic basis without governmental financial assistance.

As we have had occasion to observe in the past, substitution arrangements such as the one here before us represent a compromise solution to the problems presented in providing small community air service on an economical basis.¹⁴ Recent history has demonstrated that

the certificated service provided by local service carriers is often unsatisfactory due primarily to the combination of low traffic levels and low frequencies at the small communities and the high operating costs associated with the use of relatively large aircraft such as Frontier's CV-580. In all too many instances, there has been a steady decline in the quality and quantity of small community air service which, in turn, further reduces the traffic available to support the air service. The inevitable consequence is increased operating losses—and federal subsidy—for the certificated carriers.

The Board has attempted to solve those problems in a variety of ways. Among the solutions which have worked well at many small communities is the sort of suspension/substitution arrangement pursuant to which Air Midwest is presently serving the three Kansas communities at which Frontier is suspended. Unfortunately, although the carrier has provided a reliable pattern of service and the communities have responded with increased traffic, the operation has not been economically self-sustaining and it appears that Air Midwest, faced with continuing operating losses, will be forced to terminate its services unless financial assistance is forthcoming.

This is the very situation which section 406 of the Act, in providing for federal subsidization of necessary air service, was designed to prevent. As we have noted in the past:

The sole purpose of the subsidy under our Act is to assist an air carrier in maintaining and developing air transportation that is in the national interest during periods when market conditions are such that the income from its customers is not sufficient to afford it a reasonable profit. *Transatlantic Final Mail-Rate Case*, 21 C.A.B. 484, 524 (1955).¹⁵

Our mandate is to encourage the development of an air transportation system properly adapted to the current and future needs of commerce, the national defense and the Postal Service. Congress has allocated funds for that purpose and we see no reason to decline to use those funds when we conclude that such use is consistent with our policy directive. Given the circumstances presented here, we have decided that the payment of funds to Frontier to support Air Midwest's operations as a replacement carrier is an appropriate exercise of the Board's powers under section 406 of the Act. Accordingly, we tentatively conclude that the petitioners' request for flow-through subsidy should be granted for an experimental period of two years.¹⁶

¹⁵ *Accord*, *American Airlines, Inc.—Mail Rate Proceeding*, 3 C.A.B. 323, 335 (1942); *Chicago and Southern Air Lines, Inc.—Mail Rates for Route Nos. 8 and 53*, 3 C.A.B. 161, 188, 191 (1941), and *Investigation of Local, Feeder, and Pick-up Air Service*, 6 C.A.B. 1, 3 (1944).

¹⁶ We have reassessed the carrier's data in light of the criteria we traditionally consider in determining mail rates and have computed the amount which we will allocate in a manner somewhat different from the carrier's methodology. Our figures, assumptions and methodology are incorporated in Appendix B to be published separately at a later date.

⁸ Order 71-2-19, February 3, 1971 (Dodge City) and Order 72-11-34, November 10, 1972 (Great Bend and Hutchinson). The latter is an order to show cause which has not yet been finalized; however, the suspension authority remains in effect pursuant to 5 U.S.C. 558(c) (1972) and 14 CFR Part 277 (1973). See Order 72-11-34, n. 1 at p. 1.

⁹ Orders 70-10-21, October 5, 1970; 71-2-19, February 3, 1971; and 72-1-93, January 26, 1972.

¹⁰ Appendix A to be published separately at a later date.

¹¹ Dodge City and Great Bend are 153 and 117 miles, respectively, from Wichita, the nearest alternative air center. Source: Rand McNally & Co., *Standard Highway Mileage Guide* (1966). See Application at 5.

¹² Frontier states in its answer that it would provide one daily round trip to Dodge City and two daily round trips to Hutchinson and Great Bend at a subsidy need increase of \$500,000 in the first year. Air Midwest, on the other hand, has requested subsidy allocation of \$227,000 for 1973 and \$230,000 for 1974.

¹³ Air Midwest supports this usage by noting that the erosion of its equity position resulted from its concentration upon serving the route replacement points rather than upon the employment of its invested capital in other areas.

¹⁴ Cost per aircraft mile rather than cost per seat mile is used in recognition of the fact that in low density markets large aircraft would be mostly empty while small aircraft are particularly well-designed for that type of service.

¹⁵ See e.g., Order 72-9-39, September 12, 1972.

Since Air Midwest's petition for flow-through subsidy is the first such request presented to the Board, we have no decisional criteria to which we can refer in assessing the need of each of the three communities for subsidized service or in determining the level of service which should be provided. Rather, we will be required to develop standards on the basis of actual experience with Air Midwest's operations under this proposal and in response to the specific conditions involved in such other applications for flow-through subsidy as might be filed. Should the flow-through program prove successful, we would expect to develop nation-wide standards of general applicability with respect to the criteria which must be met by any application for subsidy funds.

As a point of departure, however, we expect to confine flow-through subsidy to the support of air service at communities already within the certificated air transportation system and served either by a local service carrier or a commuter carrier pursuant to a suspension/substitution arrangement approved by the Board. Such a requirement is, of course, the heart of the flow-through concept. Unless a local service carrier is vested with a certificate obligation to provide service on a subsidy-eligible basis, there is no legal basis for flowing subsidy funds through a certificated carrier to support the provision of the required service by a commuter carrier. Moreover, we would expect to confine the expenditure of subsidy funds to communities capable of generating a minimum level of traffic, probably at least five enplanements per day. This was the minimum that we applied to newly certificated local service points under our "use it or lose it" policy, 14 CFR 398.11, and we believe that its application here is equally justifiable. This is not to say that all points which generate more than five enplanements per day will be eligible automatically for flow-through support but rather that we will not consider those that cannot achieve such a level. Finally, we would take into account other factors bearing on the community's need for subsidized air service including the extent to which, in the absence of air service, it would be isolated from the nation's transportation system. We have, of course, considered the relative isolation of small communities in determining whether the public convenience and necessity require the maintenance of certificated service.¹⁷

Perhaps the most difficult questions are raised with respect to the level of service which should be subsidized. The local service system is essentially a feeder system designed to link small communities with major air traffic centers where connecting service is available to distant points; hence, it is not designed to provide single-plane—or even single-carrier—service between a small community and each of its major communi-

ties of interest.¹⁸ The extent to which this basic principle should be followed in a subsidy flow-through program and the types of service patterns which will best meet the needs of the communities at reasonable subsidy cost will also be the subject of experimentation.¹⁹

The foregoing guidelines are neither exhaustive nor inflexible but rather are a manifestation of our intention to administer the experimental flow-through program in a manner designed to minimize administrative burdens and costs and to keep the experiment under control.

Legality of "Flow Through". In its answer, ALPA contends that the Board lacks the legal authority to provide for subsidy support to a commuter air carrier.²⁰ For the reasons set forth below, we conclude that we are authorized to recognize, as part of the need of Frontier under section 406, amounts necessary to support the commuter operations involved herein.

We have heretofore held that subsidy may be awarded only to a carrier holding a certificate authorizing the transportation of mail by air.²¹ On the other hand, the Board has for many years recognized payments made by certificated carriers to subcontractors who provided the physical aircraft operations to enable the certificated carrier to satisfy its obligations under its certificate.²² In these situations, however, the certificated carrier retains its responsibility as the common carrier serving the route segments, holds out the service as its own, includes the services in its tariffs, etc.

The case before us is, however, of first impression. Here the Board has suspended Frontier of its obligation to serve

¹⁸ It may be noted here that we have declined to allocate subsidy funds for service to both Wichita and Kansas City. See Appendix B, p. 1 (to be published separately at a later date).

¹⁹ Since this is the first flow-through case and is experimental, our decision here is not to be construed as a precedent as to the types of communities or service patterns which might be subsidized in future cases.

²⁰ We have considered ALPA's contentions notwithstanding its failure to establish standing to object to grant of the relief requested herein. ALPA's answer does not specify the manner in which support of Air Midwest's operations would adversely affect it or its members, nor does it appear that our action herein will, in fact, have that result.

²¹ Mail Transportation By Noncertificated Carriers, 18 C.A.B. 201 (1953). We may note in passing that the Board has, on at least one occasion under highly special circumstances, provided subsidy for a carrier for a period during which the carrier did not hold a certificate. See Northern Consolidated Airlines, Inc., Mail Rates, 18 C.A.B. 295 (1953).

²² This has been a general practice with respect to Alaskan operations. In the case of local service carrier suspension/substitution arrangements calling for financial support by the suspended carrier, the Board has, as a matter of policy, typically provided that any such payments would not be recognized for subsidy purposes. See, e.g., Orders 73-6-111, June 28, 1973, and 73-4-43, April 9, 1973.

the points in question and the operations are conducted by Air Midwest on its own behalf. Nonetheless, Frontier remains subject to contingent obligations under its certificate. Specifically, Frontier's suspension is ineffective automatically if service is not provided at certain minimum levels by a commuter carrier. In our judgment this contingent obligation creates, under the circumstances present here, a "need" within the meaning of section 406(b).

Air Midwest has incurred substantial losses over the years in operating the routes in question. The company has exhausted the original capital invested in it as well as contributions made by the communities. It cannot look to either its investors or these communities for further support. Nor is there any reason to believe that the carrier could recoup a substantial part of its losses by fare increases. Based upon the operating results recognized for purposes of subsidy determinations herein, the carrier would have to increase its fare level by approximately 20 percent, without any loss of traffic, merely to break even. It does not seem likely that fare increases of this magnitude would be achievable without a major loss of traffic. Moreover, such increases would require passengers to pay fares substantially out of line with those paid by passengers in comparable certificated local service markets.

It is thus apparent that unless Air Midwest's financial requirements can be satisfied from some outside source, the carrier will be required to cease its operations or substantially curtail them. Under either alternative, Frontier would be required to resume service.²³ This result would not be in the interests of either the public, Frontier or the U.S. Government. The public would lose the benefit of a commuter-type service which Frontier cannot provide. Frontier would be required to provide service which it is not equipped to provide and which it could render only at great cost. This cost in turn would ultimately have to be reflected in Frontier's subsidy requirements. This subsidy requirement would far exceed the costs of underwriting the service if performed by Air Midwest. Thus, as noted in Appendix B²⁴ Frontier's need of approximately \$406,000 compares with Air Midwest's need, as determined herein, of only \$131,891.

Under these circumstances the expenditure by Frontier of the amounts necessary to support the Air Midwest service would, in our judgment, clearly represent economical and efficient management. It would enable the continued performance of service to certificated points and prevent the triggering of obligations which would be satisfied by Frontier only at a far greater cost. In light of the foregoing, we conclude that the amounts necessary to provide the continued service by Air Midwest are

²³ There is no basis for concluding that any other carrier would be able to conduct these operations without financial assistance.

²⁴ Appendix B to be published separately at a later date.

¹⁷ See, e.g., Orders 73-11-145, November 30, 1973, and 72-4-96, April 18, 1972.

properly includable as Frontier's "need" under section 406; and, consistent with our normal practice in this regard, we will make provision for these amounts by means of an ad hoc adjustment to the class rate.

Continuation of the suspension/substitution arrangement. Certain terms and conditions related to the continuation of the suspension/substitution arrangement and the subsidy proposal outlined herein are necessary. The duration of this experiment will be two years unless it becomes evident from economic and operational data that a prior termination date is required.²⁴ Frontier's suspension will be conditioned upon the provision of a minimum level of replacement service and a maximum fare charged by Air Midwest. The maximum fare in each market will be Air Midwest's published fare as of September 1, 1973.²⁵ This fare level should enable Air Midwest to earn an adequate return and it will assist the Board's administration of the program by providing a uniform base upon which to calculate subsidy allocable to the carrier's replacement operations. The minimum service level, on the other hand, will assure the continuation of responsive service. Air Midwest is free to add frequencies as traffic dictates and to serve each market over the most economical routing. Upon application, we may reduce the minimum if the public interest so dictates but there would necessarily be a reduction in the amount of subsidy support inasmuch as our formula is based upon Air Midwest's current route mileage.

We have also examined the facts presented herein in light of *Air Line Pilots Association v. C.A.B.*, 458 F.2d 846 (D.C. Cir. 1972), and, based upon our findings and conclusions in Orders 72-9-39, September 12, 1972, and 73-1-49, January 15, 1973, we find that, with respect to Air Midwest, the statutory conditions for exemption from certification for air taxi route replacement operations continue to exist.²⁶

Finally, Air Midwest will file reports of its operations and financial results which will be more comprehensive and specific than those filed by other Part 298 carriers but less burdensome than those filed by certificated carriers. As the experi-

ment proceeds, modifications of the reporting requirements will probably be necessary. The proposed reports are listed in Appendix C,²⁷ the final reporting requirements will be included in the final order.

Tentative findings. For the reasons set forth herein, the Board tentatively finds and concludes that:

1. The fair and reasonable rate of compensation to be paid to Frontier Airlines, Inc. for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, during the period of suspension authorized by this order, should be the total cumulative subsidy otherwise due and payable to Frontier pursuant to Class Rate VII, or subsequent subsidy rates applicable to the operations of Frontier, increased by the amounts specified in Appendix B hereof for the services described therein;

2. Frontier Airlines should be authorized to continue its temporary suspension of service at Dodge City (Docket No. 20213), Great Bend and Hutchinson (Docket No. 22012), Kansas, for a period of two years: *Provided*, That such authority shall terminate immediately if Air Midwest fails to maintain the following minimum frequencies:

(a) Two daily round trips Monday through Friday between Hutchinson, Great Bend and Dodge City, on the one hand, and Wichita and Denver, on the other hand;

(b) One daily round trip Monday through Friday between Hutchinson, Great Bend and Dodge City, on the one hand, and Wichita, on the other hand;

(c) One daily round trip Monday through Friday between Dodge City and Wichita; and

(d) One daily round trip on Saturdays and Sundays between Hutchinson, Great Bend and Dodge City, on the one hand, and Wichita and Denver, on the other hand;

And, *Provided further*, That such authority shall terminate immediately if Frontier Airlines fails to pay to Air Midwest the amounts provided pursuant to the formulation in Appendix B, hereof;

3. Frontier and Air Midwest should maintain, for the duration of the authorizations granted herein, joint passenger fares and cargo rates at levels no greater than the through, single-factor fares and rates which Frontier could charge for travel between and among Great Bend, Hutchinson and Dodge City, on the one hand, and all other points on Frontier's system, on the other hand, if it were providing service at the subject points with its own aircraft;

4. Air Midwest should, with respect to the operations conducted pursuant to this order, keep on deposit with the Board a signed counterpart of Agreement C.A.B. 18900, an agreement relating to liability limitations of the Warsaw Convention and the Hague Protocol approved by Board Order E-23680, dated

²⁷ Appendix C to be published separately at a later date.

May 13, 1966, and a signed counterpart of any amendment which may be approved by the Board and to which the holder becomes a party.

Accordingly, it is ordered, That:

1. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein and amending Class Rate VII to provide the additional subsidy proposed herein for Frontier Airlines, Inc.;

2. Any interested persons having objection to the issuance of an order making final the proposed findings, conclusions and authorizations set forth herein shall, within 20 days after service of a copy of this order, file with the Board and serve upon all persons listed in paragraph 6 a statement of objections together with such statistical data and other materials and evidence relied upon to support the stated objections. Answers to such objections shall be filed within 10 days thereafter;

3. Any interested persons requesting an evidentiary hearing shall state in detail why such a hearing is necessary and what relevant and material facts he would expect to establish through such a hearing that cannot be established in written pleadings. General, vague, or unsupported objections will not be entertained;

4. If timely and properly supported objections are filed, full consideration will be accorded the matters or issues raised by the objections before further action is taken by the Board;

5. In the event no objections are filed to any part of this order, all further procedural steps relating to such part or parts will be deemed to have been waived, and the case will be submitted to the Board for final action; and

6. A copy of this order shall be served upon Air Midwest, Inc.; Frontier Airlines, Inc.; Trans World Airlines, Inc.; Braniff Airways, Inc.; Air Line Pilots Association, International; Governor, State of Kansas; the Mayors and Chambers of Commerce of Great Bend, Hutchinson and Dodge City, Kansas; the Kansas Department of Economic Development; and the Postmaster General.

This order will be published in the *FEDERAL REGISTER*.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
Secretary.

[FR Doc.74-1682 Filed 1-17-74;8:45 am]

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

CERTAIN COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN PAKISTAN

Entry or Withdrawal From Warehouse for Consumption

JANUARY 15, 1974.

Under the terms of the Bilateral Cotton Textile Agreement of May 6, 1970, as amended, between the Governments of the United States and Pakistan, the Gov-

ernment of Pakistan has undertaken to limit its exports of cotton textiles and cotton textile products to the United States to certain designated levels. On April 11, 1973, the Governments of the United States and Pakistan established an administrative mechanism to exempt from the limitations of the aforementioned bilateral agreement certain traditional Pakistan Items, produced or manufactured in Pakistan and exported to the United States, which have been certified for exemption by the Government of Pakistan. On November 19, 1973, the two governments agreed further to exempt handloomed products of the cottage industry of Pakistan which are defined as follows:

Handloomed products of the cottage industry are * * * cotton textile products cut, sewn, and otherwise fabricated by hand from handloomed fabrics in cottages, units of the cottage industry.

Accordingly, there is published below a letter of from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs directing that handloomed products of the cottage industry of Pakistan, certified exempt by the Government of Pakistan, shall henceforth and until further notice not be subject to the levels of restraint established by the Bilateral Cotton Textile Agreement of May 6, 1970, as amended.

SETH M. BODNER,
Chairman, Committee for the
Implementation of Textile
Agreements, and Deputy As-
sistant Secretary for Re-
sources and Trade Assistance.

COMMISSIONER OF CUSTOMS,
Department of the Treasury,
Washington, D.C. 20229.

JANUARY 15, 1974.

DEAR MR. COMMISSIONER: This directive amends but does not cancel the directive issued to you on June 29, 1973 by the Chairman of the Committee for the Implementation of Textile Agreements which designated levels of restraint for certain cotton textiles and cotton textile products produced or manufactured in Pakistan which may be entered or withdrawn from warehouse for consumption in the United States during the twelve-month period beginning July 1, 1973. It further amends but does not cancel the directive of June 28, 1972 which established an export visa requirement for entry into the United States for consumption and withdrawal from warehouse for consumption of cotton textiles and cotton textile products produced or manufactured in Pakistan, and it amends but does not cancel the directive issued to you on May 16, 1973 which established an administrative mechanism to exempt certain traditional Pakistan Items.

Pursuant to paragraph 12 of the Bilateral Cotton Textile Agreement of May 6, 1970, as amended, between the Governments of the United States and Pakistan, and in accordance with the procedures of Executive Order 11651 of March 3, 1972, effective upon publication of this notice, handloomed products of the cottage industry of Pakistan, produced or manufactured in Pakistan and entered into the United States in accordance with the provisions of this directive, shall neither be subject to nor counted in any level of restraint now or hereafter put into effect.

To qualify for exemption from the levels of restraint, each shipment of handloomed products shall be accompanied by a certification issued by the Government of Pakistan. The certification shall be a stamped marking in blue ink on the front of the invoice (Special Customs Invoice Form 5515, successor document or other commercial invoice when such form is used). Each certification will consist of the authorized signature and title of the official issuing the certification; identify the items exempted; indicate the date the certification was signed and certified; and carry the certificate number.

In addition to the exempt certification stamp, each shipment of handloomed products will be accompanied by a visa in accordance with the visa arrangement signed by the Governments of the United States and Pakistan on June 13, 1972. Facsimiles of both stamps, along with the signatures of the officials authorized to issue the exempt certification have been submitted to you previously.

All merchandise covered by an invoice which has exempt certification but contains both exempt and non-exempt textile items will be denied entry.

The actions taken with respect to the Government of Pakistan and with respect to imports of cotton textiles and cotton textile products from Pakistan have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the Federal Register.

Sincerely,

SETH M. BODNER,
Chairman, Committee for the Im-
plementation of Textile Agree-
ments, and Deputy Assistant Se-
cretary for Resources and Trade
Assistance.

[FR Doc.74-1542 Filed 1-17-74;8:45 am]

COUNCIL ON ENVIRONMENTAL QUALITY ENVIRONMENTAL IMPACT STATEMENTS Notice of Availability

Environmental impact statements received by the Council on Environmental Quality from January 7 through January 11, 1974.

NOTE: At the head of the listing of statements received from each agency is the name of an individual who can answer questions regarding those statements.

DEPARTMENT OF AGRICULTURE

Contact: Dr. Fred H. Tschirley, Acting Coordinator, Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 331-E, Administration Building, Washington, D.C. 20250, 202-447-3965.

FOREST SERVICE

Draft

Chugach National Forest Land Use Plan, Alaska, January 7. The statement refers to a proposed Land Use Plan which has been prepared for the 4.7 million acre Chugach National Forest. The plan is a broad framework providing management guidance for the administration of the lands in the public interest and within the constraints set forth by federal laws and regulations pertaining to the National Forests. (ELR Order No. 40051.) (NTIS Order No. EIS 74 0051-D.)

SOIL CONSERVATION SERVICE

Assunpink Creek Watershed Project, Mercer and Monmouth Counties, N.J., January 7. The statement refers to a watershed protection, recreation, flood prevention, and water storage project on the Assunpink Creek Watershed. Project measures include land treatment, multiple-purpose structures, and channel works. Adverse impact will include the permanent inundation of 197 acres of wetlands and the temporary inundation of 415 acres of wetlands. (120 pages. (ELR Order No. 40045.) (NTIS Order No. EIS 74 0045-D.)

Final

Cross Creek Watershed, Washington County, Pennsylvania, January 7: Proposed is a watershed protection and flood protection project for the 35,000 acres (54.8 square miles) of the Cross Creek Watershed. Conservation land treatment measures will be applied to 14,800 acres to control erosion and reduce stream sedimentation; four flood prevention dams will be built. One of the dams will furnish municipal water supply and create a 238-acre recreation lake that will be the nucleus of a 3,500-acre park. Three hundred ten acres will be committed to dams, spillways and lakes; 168 acres will be periodically inundated; noise, traffic volumes and road maintenance in areas surrounding the park will increase (140 pages). Comments made by: DOI, EPA, HEW, DOC, DOT, DOD, and State agencies. (ELR Order No. 40049.) (NTIS Order No. EIS 74 0049-F.)

ATOMIC ENERGY COMMISSION

Contact: For Non-Regulatory Matters: Mr. W. Herbert Pennington, Office of Assistant General Manager, E-201, AEC, Washington, D.C. 20545 (301) 973-4241. For Regulatory Matters: Mr. A. Giambusso, Deputy Director for Reactor Projects, Directorate of Licensing P-722, AEC, Washington, D.C. 20545 (301) 973-7373.

Draft

Shearon Harris Nuclear Plant (2), Wake and Chatham Counties, North Carolina, January 10: The (revised) statement refers to the proposed issuance of a construction permit to the Carolina Power and Light Co. for the 4 unit Shearon Harris Plant, to be sited on a 14,000 acre tract. (The statement reflects a change in the cooling system from a once-through method to a closed cycle system of 4 towers.) The identical pressurized water reactors will produce 2785 MWt each and a total of 3600 MWe; future thermal levels of 2900 MWt/unit are anticipated. Makeup water for the system will be obtained from a 4100 acre reservoir; a total of 4500 acres will be committed to project measures, with a resulting loss of terrestrial and riparian habitat; 3 miles of Buckhorn Creek will be altered or destroyed. (ELR Order No. 40062.) (NTIS Order No. EIS 74 0062-D.)

Exxon Nuclear, Mixed Oxide Fuel Plant, Washington, January 8: Proposed is the issuance of a full-term (five year) Special Nuclear Material License to the Exxon Nuclear Co., Inc., for the operation of a mixed oxide fuel element fabricating pilot plant in Richland. The plant is designed to process mixed UO₂ and PuO₂ powder into fully clad and assembled fuel elements. The mixed oxide fuels plant shares its 160 acre site with a UO₂ fabrication plant (144 pages). (ELR Order No. 40052.) (NTIS Order No. EIS 74 0052-D.)

DEPARTMENT OF DEFENSE

ARMY CORPS

Contact: Mr. Francis X. Kelly, Director, Office of Public Affairs, Attn: DAEN-PAP, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 1000 Independence Ave-

nue SW., Washington, D.C. 20314 (202) 693-7168.

Draft

East Chester Creek Navigation Project, New York, January 8: Proposed is the maintenance dredging of the existing Federal navigation project in East Chester Creek. Dredged spoil would be deposited in approved dumping grounds in the New York Bight (New York District) (14 pages). (ELR Order No. 40053.) (NTIS Order No. EIS 74 0053-D.)

Final

Grand Haven Harbor Disposal Area, Ottawa County, Michigan, January 7: The proposed refers to a change in plans for the disposing of dredged materials from channel projects in Grand Haven Harbor. Dredged materials have generally been disposed of in the open waters of Lake Michigan. The proposed actions would remove polluted dredging materials from the lake water by disposing of this material in a contained area. The major adverse impact is the necessity of using a 36 acre tract on Harbor Island, and a 15 acre area of privately-owned land for the disposal area (Detroit District) (147 pages). Comments made by: EPA, DOC, DOI, USDA, and State agencies. (ELR Order No. 40041.) (NTIS Order No. EIS 74 0041-F.)

DEPARTMENT OF INTERIOR

Contact: Mr. Bruce Blanchard, Director, Environmental Project Review, Room 7260, Department of the Interior, Washington, D.C. 20240, 202-343-3891.

BUREAU OF RECLAMATION

Final

Garrison Diversion Unit, North Dakota, January 10: The Garrison Diversion Unit involves the transfer of water from the Missouri River at Lake Sakakawea to the James River Souris River, Sheyenne and Devils Lake River Basins through 73.6 miles of Reservoirs, canals and laterals. The project will provide water for irrigation, municipal and industrial uses, fish and wildlife developments, and outdoor recreation. Project features will require 72,750 acres. Major adverse effects are: loss of agricultural land, natural wetlands, aquatic and wildlife habitat, and flora. Five archeological sites and 36 farmsteads will be inundated. Flows in the Missouri will decrease by 5 percent at the point of diversions; salinity and concentrate levels will increase. Comments made by: DOI, USDA, COE, DOT, HUD, EPA, FPC and State agencies. (ELR Order No. 40058.) (NTIS Order No. EIS 74 0058-F.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Quality, 400 7th Street SW., Washington, D.C. 20590, 202-426-4357.

FEDERAL AVIATION ADMINISTRATION

Draft

Hazard-Perry County Airport, Perry County, Kentucky, January 8: The plan proposes the construction of a new airport in Perry County. This construction will result in a general utility airport with one 75'x 4600' bituminous concrete runway. There will be temporary increases in air, noise, and water pollution during construction. (49 pages). (ELR Order No. 40056.) (NTIS Order No. EIS 74 0056-D.)

Dyersburg Municipal Airport, Tennessee, January 8: The project involves the improvement of Dyersburg Municipal Airport. The plan includes acquiring approximately 30 acres of land, extending a runway, strengthening and marketing a taxiway, installing perimeter fencing and new lighting. An adverse impact is an increase in noise pollution. (25

pages.) (ELR Order No. 40055.) (NTIS Order No. EIS 74 0055-D.)

FEDERAL HIGHWAY ADMINISTRATION

Honoapiilani Highway, Maui County, Hawaii, January 7: The project involves the realignment of Honoapiilani Highway in the Lahaina District of the Island of Maui for 5 miles. The two lane road will be comprised of two segments from Honokowai to Alaaloa and from Alaaloa to Honokahu. The new highway will improve agricultural produce hauling, improve access to regional recreation areas, and promote area urban development. Adverse impacts include: disturbance to natural terrain, and increases in air, water and noise pollution especially during construction. (41 pages). (ELR Order No. 40047.) (NTIS Order No. EIS 74 0047-D.)

U.S.-592, Iowa, January 7: Alignment between Route 371 and Interstate 229 in St. Joseph. Length of the project is 1.0 mile. Approximately 20 acres of undeveloped residential land will be acquired for right of way; one family will be displaced. Noise and air pollution levels will increase. (32 pages). Comments made by: EPA, DOI, HEW, USDA, DOD and State agencies. (ELR Order No. 40060.) (NTIS Order No. EIS 74 0060-F.)

U.S. 83, McLean County, North Dakota, January 8: The statement refers to the proposed reconstruction of 12 miles of roadway, from 2 to 4 lanes. Two businesses and 3 residences will be displaced by the action; an unspecified amount of additional right-of-way will be taken. A 4(f) statement will be filed as public land will be taken from the Wolf Creek Game Management Area. (73 pages). Comments made by: EPA, HUD, DOI, USDA and COE. (ELR Order No. 40054.) (NTIS Order No. EIS 74 0054-F.)

Vermont Route 100, Lamoille County, Vermont, January 7: The proposed project is the reconstruction on new location of 1.8 miles of Route 100 to provide a bypass of the Village of Morrisville. The highway will provide a two-lane facility and a new crossing of Lake Lamoille. Thirty-eight acres of agricultural land will be acquired for right of way; three residences, one commercial operation and a warehouse will be dislocated. (162 pages). Comments made by: HUD, EPA, DOI, COE, USDA, FPC and State and local agencies. (ELR Order No. 40046.) (NTIS Order No. EIS 74 0046-F.)

I-90, Issaquah to West Snoqualmie, King County, Washington, January 7: The proposed project is the reconstruction of 8.34 miles of I-90, Issaquah to West Snoqualmie, to a six lane highway. The facility will require an unspecified amount of forest and pasture land, displace 31 families and 4 businesses and relocate a number of public utilities. The facility will traverse and alter a number of major creeks and rivers. Erosion, siltation, sedimentation and high amounts of run-off (containing both toxic and non-toxic substances) will cause damage to the aquatic life system. Other adverse impacts are loss of wildlife habitat; increases in water, air and noise pollution; and increased flooding potential. (191 pages). Comments made by: USDA, HEW, HUD, State, and local agencies. (ELR Order No. 40042.) (NTIS Order No. EIS 74 0042-F.)

U.S. COAST GUARD

Draft

Navigation Regulation Area, Chesapeake Bay, Northampton County, Virginia, January 10: The statement refers to the proposed amendment of 33 CFR, in order to establish a regulated navigation area for the entrance to Chesapeake Bay. The purpose of the action is the prevention of collisions between vessels, and between vessel and the trestlework of the Chesapeake Bay Bridge-Tunnel (CBBT). Adverse impact of the action will result from increased ship transit time through the regulated area, and expected

increased traffic over the CBBT. (30 pages). (ELR Order No. 40063.) (NTIS Order No. EIS 74 0063.)

NEIL ORLOFF,
Counsel.

[FR Doc.74-1505 Filed 1-17-74; 8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

USE OF M-44 AND SODIUM CYANIDE FOR COYOTE CONTROL; APPLICATIONS FOR EXPERIMENTAL PERMITS

Notice of Decision

On March 9, 1972, the Administrator of the Environmental Protection Agency gave notice of his decision to suspend and cancel all registrations of cyanide, strychnine, and sodium monofluoroacetate (1080) for use as predator controls. Since that time, certain States have reported that loss of sheep to coyotes is increasing, and becoming a large part of total losses. State requests to the Agency during the past year allege that non-chemical means of coyote control are not as effective and are more costly than chemical control in reducing such losses.

The EPA has received applications with respect to the M-44 sodium cyanide capsule and M-44 device. The manufacturer of the M-44 has applied for registration of the capsule and device for use in controlling coyotes. Several State Agencies have applied for emergency exemptions from the FIFRA, as amended under the provisions of section 18 of the Act. The M-44 system consists of a capsule of sodium cyanide loaded in cartridges launched by a spring mechanism.

Sodium cyanide is extremely toxic, as noted in the 1972 Order. A principal basis for the 1972 suspension of cyanide for predator control use was concern for human safety. The design of the M-44 system, however, appears, to minimize risk to human health significantly. The M-44 device has not previously been registered by EPA, and differs markedly in some respects from cyanide devices which were in use at the time the Order was issued. Specifically, there is less hazard to humans with the M-44 than with the explosive type "coyote getter".

Further, sodium cyanide does not accumulate in the carcasses of poisoned animals in contrast to other predator chemicals; instead it dissipates quickly, reducing potential for secondary poisoning. The M-44, when properly placed and used by a trained applicator, also appears to be more selective in targeting on coyotes than other chemical control methods. In various respects, then, the M-44 system appears to present a significantly lower environmental risk than the substances which were canceled in 1972.

The apparently improved characteristics of the M-44 as a delivery mechanism do not alter the fact stated in the 1972 Order, that cyanide has a very high potential human health and environmental risk. Also, as stated in the 1972 Opinion and Order, "The burden of proof rests on the poison". The knowledge which would permit satisfactory evaluation of the M-44 as a candidate for registration or for any widespread use is not yet available. There still exists a

lack of reliable data, as there did in early 1972, in particular (insofar as the M-44 is concerned):

(1) Insufficient data on the amount of coyote control which can be achieved by the M-44 without causing unreasonable adverse effect on the environment;

(2) Insufficient data on the correlation between the number of sheep lost without the use of the M-44;

(3) Insufficient data comparing the effectiveness and cost of the M-44 with non-chemical coyote control alternatives, including denning, shooting, trapping, and protective measures applied directly to sheep and lambs.

It should be noted that the Order suspending sodium cyanide and other chemicals for coyote control was issued prior to the passage of the FEPCA amendments to FIFRA in October 1972. The newly amended FIFRA, when fully implemented, will provide EPA with a wide range of tools to allow registration, subject to appropriate conditions, and careful individually-tailored use controls, of highly toxic pesticides such as cyanide. These tools include restriction of use to specially competent certified applicators, other types of restrictions, and vastly improved enforcement powers. It is possible that, upon the collection of appropriate data, the EPA may at some future time be able to register the M-44 under FIFRA, as amended, with ample protection of public health and the environment, and consistent with the policies articulated in the 1972 Order. In cases of emergency, similarly, EPA may, upon the availability of the information, be in a position to provide State Agencies with emergency exemptions from registration requirements. For the present, however, such a course is inappropriate.

The Administrator has, therefore, determined to give expedited, favorable consideration to applications for experimental permits for use of the M-44 under the FIFRA, as amended. Under the Act, experimental use may proceed so that the applicant can accumulate the field information necessary for registration. The Administrator will specify the terms and conditions under which use may be made and may limit the period of time for use. Permits may be revoked at any time either for violation of the provisions of the permits or to avoid deleterious effects on the environment. Experimental, controlled field use of the M-44 under a variety of conditions should lead to the acquisition of much of the data indicated as lacking in the 1972 Order. Specifically, data collection requirements should yield good efficacy and effects data upon which decisions on registration or emergency exemptions can be based. Applications for experimental use permits for the M-44 must, of course, meet the requirements and serve the purposes of the Act.

Pending applications for registration of the M-44 or for exemptions for emergency use will be denied.

Specific procedures and plans for the experimental use of the M-44 in the State of Texas are presently being de-

veloped by EPA in cooperation with that State. The Agency expects that the program worked out in Texas will serve as a model for any additional State requests, although some details and specifics may differ from the Texas program. The permit and conditions for use of the M-44 in Texas will be published in the FEDERAL REGISTER by February 1, 1974 at the latest.

Dated: January 10, 1974.

CHARLES L. ELKINS,
Acting Assistant Administrator
for Hazardous Materials Control.

[FR Doc.74-1482 Filed 1-17-74; 8:45 am]

SCIENCE ADVISORY BOARD

Notice of Establishment

Pursuant to section 9(a) (2) of the Federal Advisory Committee Act (P.L. 92-463), it is hereby determined that establishment of the Science Advisory Board is in the public interest in connection with the performance of duties imposed on the U.S. Environmental Protection Agency by law.

The Science Advisory Board will serve as a focal point for the coordination of activities of EPA scientific advisory committees in the areas of air, water, pesticides, radiation, and hazardous materials. The Science Advisory Board will provide the Administrator with an independent source of advice and review of Agency scientific goals, needs, and research programs. It will also provide a channel for direct communication between management and senior members of the extramural scientific community and assist Agency program managers in the solution of scientific issues.

The Science Advisory Board will provide a forum for public awareness of problems under discussion and provide a means of communication between the Agency, the scientific community, and the general public.

The Science Advisory Board Charter will be filed with appropriate standing committees of the Congress fifteen days from the date of this Notice.

JOHN QUARLES,
Deputy Acting Administrator.

JANUARY 11, 1974.

[FR Doc.74-1483 Filed 1-17-74; 8:45 am]

PESTICIDE REGISTRATION

Receipt of Applications and Supporting Data

On November 19, 1973, the Environmental Protection Agency published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of section 3(c) (1) (D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 979), and its procedures for implementation. This policy provides that EPA will, upon receipt of every application, publish in the FEDERAL REGISTER a notice containing the information shown below.

The labeling furnished by the applicant will be available for examination at the Environmental Protection Agency, Room EB-37, East Tower, 401 M Street SW., Washington, D.C. 20460.

Any person who (a) is or has been an applicant, (b) desires to assert a claim for compensation under section 3(c) (1) (D) against another applicant proposing to use supportive data previously submitted and approved, and (c) wishes to preserve his opportunity for determination of reasonable compensation by the Administrator must, on or before March 19, 1974, notify the Administrator and the applicant named in the FEDERAL REGISTER of his claim by certified mail. Every such claimant must include, at a minimum, the information listed in this interim policy published on November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy in regard to usage of existing supportive data for registration will be processed in accordance with existing procedures. Applications submitted under 2(c) will be held for the 60-day period before commencing processing. If claims are not received, the application will be processed in normal procedure. However, if claims are received within 60 days, the applicants against whom the particular claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after this 60-day period.

APPLICATIONS RECEIVED

EPA File Symbol 264-EIR. Amchem Products, Inc., Brookside Avenue, Ambler, Pennsylvania 19002. Amchem LV-4 Broadleaf Post Emergence Herbicide. Active Ingredients: 2,4-Dichlorophenoxyacetic acid butoxypropyl ester—66.4 percent. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 264-EIE. Amchem Products, Inc., Brookside Avenue, Ambler, Pennsylvania 19002. Amchem BK Woody Plant Herbicide. Active Ingredients: 2,4-Dichlorophenoxyacetic acid, butoxypropyl ester—33.0 percent, 2,4,5-Trichlorophenoxyacetic acid, butoxypropyl ester—31.5 percent. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 264-EIG. Amchem Products, Inc., Brookside Avenue, Ambler, Pennsylvania 19002. Amchem BK Woody Plant Herbicide Odor Inhibitor. Active Ingredients: 2,4-Dichlorophenoxyacetic acid, butoxypropyl ester—33.0 percent, 2,4,5-Trichlorophenoxyacetic acid, butoxypropyl ester—31.5 percent. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 264-EIU. Amchem Products, Inc., Brookside Avenue, Ambler, Pennsylvania 19002. Amchem 2,4,5-T Woody Plant Herbicide. Active Ingredients: 2,4,5-Trichlorophenoxyacetic acid, butoxypropyl ester—62.7 percent. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 7273-RGO. Crown Chemicals Division, Hopkins Agricultural Chemical Company, 4995 North Main Street, Rockford, Illinois 61101. Crown "Lintrax" Tracking Powder for Mice. Active Ingredients: Lindane (gamma isomer of benzene hexachloride)—

50.0 percent. Method of Support: Application proceeds 2(a) of interim policy.

EPA File Symbol 12310-A. MISCO International Chemicals, Inc., 1021 South Noel Avenue, Wheeling, Illinois 60090. Industrial/Commercial Strength Space Spray Bug Killer. Active Ingredients: d-trans-chrysanthemum monocarboxylic acid ester of d-2-allyl-4-hydroxy-3-methyl-2-cyclopenten-1-one—0.278 percent, Other isomers—0.022 percent, Piperonyl butoxide, technical—0.600 percent, N-octyl bicycloheptene dicarboximide—1.000 percent, Petroleum distillate—98.100 percent. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 12310-T. MISCO International Chemicals, Inc., 1021 South Noel Avenue, Wheeling, Illinois 60090. Non-Residual Space Spray Bug Killer. Active Ingredients: Pyrethrins—0.300 percent, Piperonyl butoxide, technical—0.600 percent, N-octyl bicycloheptene dicarboximide—1.000 percent, Petroleum distillate—98.100 percent. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 12310-I. MISCO International Chemicals, Inc., 1021 South Noel Avenue, Wheeling, Illinois 60090. Residual Roach, Ant & Bug Killer. Active Ingredients: Pyrethrins—0.050 percent, Piperonyl butoxide, technical—0.100 percent, N-octyl bicycloheptene dicarboximide—0.166 percent, Chlorpyrifos [0,0-diethyl 0-(3,5,6-trichloro-2-pyridyl) phosphorothioate]—0.500 percent, Aromatic petroleum distillate—0.290 percent, Petroleum distillate—98.894 percent. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 1124-TA. Purex Corporation, 24600 South Main Street, Carson, California 90745. Guardex II Pool Chlorine Concentrate. Active Ingredients: Sodium Dichloro-s-triazinetriene Dihydrate—100 percent. Method of Support: Application proceeds under 2(b) of interim policy.

Dated January 10, 1974.

JOHN B. RITCH, Jr.,
Director, Registration Division.

[FR Doc.74-1481 Filed 1-17-74; 8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Report No. 683]

COMMON CARRIER SERVICES INFORMATION¹

Domestic Public Radio Services Applications Accepted for Filing²

JANUARY 14, 1974.

Pursuant to §§ 1.227(b)(3) and 21.30(b) of the Commission's rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is

earlier: (a) The close of business one business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cut-off dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60 day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to §§ 21.27 of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

APPLICATIONS ACCEPTED FOR FILING

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

20785-C2-AL-(3)-74, William A. Chapman & George K. Chapman d/b as Chapman Radio and Television Company. Consent to Assignment of License from Chapman Radio and Television Company, ASSIGNOR, to Charles L. Escue and H. B. Lee d/b as Telepage, Ltd., ASSIGNEE. Stations: KIE366, Birmingham, Alabama, KIY734 and KSV 920, Huntsville, Alabama.

20786-C2-P-74, South Central Bell Telephone Company (KIE362). C. P. to change antenna system operating on 152.51 MHz located approx. 0.4 mile SE. of Morganfield, Kentucky.

20787-C2-TC-(4)-74, Radio Contact Corporation. Consent to Transfer of Control from Radio Contact Corporation, TRANSFEROR, to Robert W. Forsythe, TRANSFEREE. Stations: KLF650, KTS256, Denver, Colorado, and KRS700, KRH648, Boulder, Colorado.

20788-C2-P-(2)-74, Industrial Communications Systems, Inc. (KMD990). C. P. to add control facilities to operate on 2120.4 MHz to be located at 1500 West 58th Street, Los Angeles, California, designated as Loc. #2.

20789-C2-ML-74, Carlton L. Holland d/b as Mobaphone of New Mexico (KFJ897). Mod. License to change frequency at Loc. #1 from 152.03 to 152.09 MHz located 14 miles SE. of Cuervo, New Mexico, and change frequency at Loc. #2 from 152.03 to 152.09 MHz located at 631½ Sumner Ave., Fort Sumner, New Mexico.

20790-C2-AL-74, DeKalb-Ogle Telephone Company. Consent to Assignment of License from DeKalb-Ogle Telephone Company, ASSIGNOR, to Continental Telephone Company of Illinois, ASSIGNEE. Station: KSJ624, DeKalb, Illinois.

20791-C2-P-74, Rockbridge Radio-Phone, Inc. (NEW). C. P. for a new 1-way signal-

ing station to operate on 158.70 MHz to be located on Route 5, Lexington, Virginia.

20792-C2-P-74, Rockbridge Radio-Phone, Inc. (NEW). C. P. for a new 2-way station to operate on 152.06 MHz to be located on Route 5, Lexington, Virginia.

20793-C2-P-74, RCC of Virginia, Inc. (NEW). C. P. for a new 1-way signaling station to operate on 152.24 MHz to be located at Park View Water Tank, Park View, Virginia.

20794-C2-AL-74, Illini State Telephone Company. Consent to Assignment of License from Illini State Telephone Company, ASSIGNOR, to Continental Telephone Company of Illinois, ASSIGNEE. Station: KSJ768, Brownstown, Illinois.

20795-C2-P-74, Peter A. Bakal (KEC514). C. P. to add an antenna location #2 operating on stand-by facilities 152.150 MHz to be located at 611 Union Street, Schenectady, New York.

20796-C2-P-74, Tom Terrell d/b as Follett Mobilphone (NEW). C. P. for a new 2-way station to operate on 152.12 MHz to be located at Farmers' Grain and Supply Elevator, Follett, Texas.

20797-C2-P-74, Hawkins Mobilphone Company (NEW). C. P. for a new 2-way station to operate on 454.200 MHz to be located 1.34 miles East of Pampa, Texas.

20798-C2-P-74, RCC of Virginia, Inc. (KIY 780). C. P. for additional facilities to operate on 152.09 MHz and 152.18 MHz at a new site described as Loc. #2: Park View Water Tank, Park View, Virginia.

20799-C2-P-74, DPRS, Inc. trading as Zipcall (KCB890). C. P. to change antenna system and antenna location at Loc. #3 operating on 43.38 MHz to a new Loc. #3: On Newbury Turnpike at Lowell Street, Peabody, Massachusetts.

20800-C2-P-(2)-74, RCC of Virginia, Inc. (KIY394). C. P. to change antenna location at Loc. #3 from 801 East Main Street, Richmond, Virginia, to 1013 Jackson Avenue, Mechanicsville, Virginia, operating on 152.06 MHz and 152.18 MHz.

20801-C2-P-74, Airphone, Inc. (NEW). C. P. for a new 1-way signaling station to operate on 158.70 MHz to be located at Besse Hotel, 121 E. 4th Street, Pittsburg, Kansas.

20802-C2-P-74, Airphone, Inc. (NEW). C. P. for a new 2-way station to operate on 152.18 MHz to be located at Besse Hotel, 121 E. 4th Street, Pittsburg, Kansas.

20803-C2-TC-(2)-74, Anserfone, Inc. Consent to Transfer of Control from Walter W. Sargent and Timothy W. Sargent, TRANSFERORS, to Palm Beach Radio, Inc., TRANSFEREE. Stations: KRM959 and KIA 955, West Palm Beach, Florida.

20804-C2-P-(8)-74, Illinois Bell Telephone Company (KSA810). C. P. to change antenna system, location, and replace transmitter operating on 152.51, 152.57, 152.63, 152.69, 152.72, 152.75, 152.78, 152.81 MHz and one standby transmitter to be located at 10 S. Canal, Chicago, Illinois.

Major Amendments

7587-C2-P-73, Tra-Mar Communications (NEW), Sunrise Mountain, Hainesville, New Jersey. Amend to change the base frequency to 454.250 MHz. All other particulars are to remain the same as reported on PN #651 dated June 4, 1973.

9623-C2-P-73, Telcom Corporation (NEW), Shelburne, Massachusetts. Amend base frequency to show 454.075 MHz. All other particulars to remain as reported in PN #656 dated July 9, 1973.

RURAL RADIO SERVICE:

60161-C6-TC-74, Mogol'n Mountains Telephone Company. Consent to Transfer of Control from George L. and Elizabeth F.

¹ All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations and other requirements.

² The above alternative cut-off rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio and Local Television Transmission Services (Part 21 of the Rules).

McFarland, TRANSFERORS, to Jack C. Keen (Western New Mexico Tel. Co., Inc.) TRANSFEREE. Station: KLV35, Chiff, New Mexico.

60162-C6-TC-74, Mogollon Mountains Telephone Company. Consent to Transfer of Control from George L. and Elizabeth F. McFarland, TRANSFERORS, to Jack C. Keen (Western New Mexico Tel. Co., Inc.) TRANSFEREE. Station: KLV35, Mule Creek, New Mexico.

60163-C6-P-74 Greater Anchorage Borough (NEW). C. P. for a new rural subscriber station to operate on 157.770 MHz to be located at temporary locations within the territory of the grantee.

60164-C6-P-74, Kenneth A. Riggs d/b as Riggs Radio Dispatch (KNL93). C. P. for additional facilities to operate 459.15 MHz at rural subscriber station fixed within the territory of the grantee.

60165-C6-P/L-74, RCA Alaska Communications, Inc. (NEW). C. P. for a new central office station to operate on 454.65 MHz to be located at MP 176, Richardson Highway, Paxson Lake (WACS), Alaska.

60166-C6-P/L-74, RCA Alaska Communications, Inc. (NEW). C. P. for a new rural subscriber station to operate on 459.65 MHz to be located at State of Alaska, Department of Highways, Road Maintenance Camp, Paxson, Alaska.

60167-C6-P/L-74, RCA Alaska Communications, Inc. (NEW). C. P. for a new Inter-office station to operate on 157.92 MHz to be located at Corner of Church Street and North Park Street, Klawock, Alaska.

60168-C6-P/L-74, RCA Alaska Communications, Inc. (WGF-33). C. P. to change antenna system add points of communication and for additional facilities to operate on 152.66, 72.6, and 183.525 MHz located at Corner of 4th and Main Streets, Craig, Alaska.

POINT-TO-POINT MICROWAVE RADIO SERVICE

2547-C1-P-74, American Telephone and Telegraph Company (KSN65), 4.6 Miles East of Odell, Illinois. Lat. 40°59'40" N., Long. 88°26'10" W. C.P. to add freq. 4030V MHz toward Manteno, Ill., on azimuth 53°10'.

2548-C1-P-74, Same (KSO70), 6.5 Miles West of Manteno, Illinois. Lat. 41°15'18" N., Long. 87°58'25" W. C.P. to add freq. 4070V MHz toward Odell, Ill., on azimuth 233°23'; freqs. 4010V, 4090V MHz toward Grant Park, Ill., on azimuth 95°28'.

2549-C1-P-74, Same (KSG64), Grant Park, 4.0 Miles NE. of Mokena, Illinois. Lat. 41°13'46" N., Long. 87°37'31" W. C.P. to add freqs. 3890V, 3970V MHz toward Manteno, Ill., on azimuth 275°40'.

2551-C1-P-74, Polar Rural Telephone Mutual Aid Corporation (New), 5.1 Miles NW. of Hensel, North Dakota. Lat. 48°44'11" N., Long. 97°45'2" W. C.P. for a new station on freq. 2178H MHz toward Robbin, N. Dak., on azimuth 108°18'.

2552-C1-P-74, Same (New), 4 Miles East and 0.5 Mile North of Robbin, Minnesota. Lat. 48°34'49" N., Long. 97°03'40" W. C.P. for a new station on freq. 2128.0H MHz toward Hensel, N. Dak., on azimuth 288°82'; freq. 2120.0V MHz toward New Polden, Minn., on azimuth 119°05'.

2553-C1-P-74, American Telephone and Telegraph Company (KSE27), 1.8 Miles SE. of Palmyra, Wisconsin. Lat. 42°51'25" N., Long. 88°33'57" W. C.P. to add freq. 6345.5V MHz toward Capron, Ill., on azimuth 204°01'.

2554-C1-P-74, Same (KSG67), 6.8 Miles NW. of Capron, Illinois. Lat. 42°28'57" N., Long. 88°47'28" W. C.P. to add freq. 6093.5H MHz toward Winnebago, Ill., on azimuth 232°11'; freq. 6093.5H MHz toward Palmyra, Wisc., on azimuth 23°52'.

2555-C1-P-74, Same (KSG66), 2.5 Miles SE. of Winnebago, Illinois. Lat. 42°15'00" N., Long. 89°11'35" W. C.P. to change alarm center location and add freq. 6345.5H MHz toward Lee, Ill., on azimuth 153°32'; freq. 6345.5H MHz toward Capron, Ill., on azimuth 51°55'.

2556-C1-P-74, Same (KSA49), 3.5 Miles NNE. of Lee, Illinois. Lat. 41°50'44" N., Long. 88°55'26" W. C.P. to add freq. 6093.5V MHz toward Winnebago, Ill., on azimuth 333°42'.

2557-C1-P-74, New York Telephone Company (KEH92), 158 State Street, Albany, New York. Lat. 42°39'03" N., Long. 73°45'28" W. C.P. to change antenna system and antenna location on freq. 6226.9H MHz toward Kinderhook, N.Y., on azimuth 171°25'.

2558-C1-P-74, The Chesapeake and Potomac Telephone Company of Maryland (New), 1.2 Miles SW of Crownsville, Maryland. Lat. 39°00'36" N., Long. 76°36'33" W. C.P. for a new station on freqs. 11225V, 11385V MHz toward Arnold, Md. on azimuth 74°50'.

2559-C1-P-74, Same (WAD25), 1 Mile East of Arnold, Maryland. Lat. 39°02'05" N., Long. 76°29'31" W. C.P. to add freqs. 10815V, 10975V MHz toward Crownsville, Md., on azimuth 254°54'.

2560-C1-P-74, The Mountain States Telephone and Telegraph Company (KPQ58), 6 Miles SSW of Casper Wyoming. Lat. 42°44'25" N., Long. 106°21'44" W. C.P. to change antenna system, antenna location, power, replace transmitter and change freqs. 11405V, 11645H MHz to 6093.5H MHz toward Edgerton, Wyo. on azimuth 15°16'.

2561-C1-P-74, Same (KPQ59), 7 miles ENE of Edgerton, Wyoming. Lat. 43°26'38" N., Long. 106°05'55" W. C.P. to change antenna system, antenna location, replace transmitter, and change freqs. 10955V, 10715H MHz to 6345.5V MHz toward Casper Mountain, Wyo. on azimuth 195°27'; freqs. 10755H, 10995V MHz to 6345.5H MHz toward Reno, Wyo., on azimuth 58°36'.

2562-C1-P-74, Same (KPQ60) Reno, 40.5 Miles South of Gillette, Wyoming. Lat. 43°41'51" N., Long. 105°31'22" W. C.P. to change antenna system, power, replace transmitter and change freqs. 11685H, 11445V MHz to 6093.5H MHz toward a new point of communication at Edgerton, Wyo., on azimuth 238°00'; freqs. 11405H, 11645V MHz to 6093.5V MHz toward a new point of communication at Sharp, Wyo. on azimuth 13°17'.

2563-C1-P-74, Same (KPQ61), Sharp, 10.5 Miles SE of Gillette, Wyoming. Lat. 44°11'10" N., Long. 105°21'45" W. C.P. to change antenna system, antenna location, power, replace transmitter, change freqs. 10875H, 11115V MHz to 6345.5V MHz toward Reno, Wyo. on azimuth 193°23'; freqs. 10955H, 10715V MHz to 6345.5H MHz toward Buffalo Creek, Wyo., on azimuth 117°23'; add freq. 10835H MHz toward Gillette, Wyo. on azimuth 315°51'.

2564-C1-P-74, Same (KPS36), 405 South Gillette Avenue, Gillette, Wyoming. Lat. 44°17'24" N., Long. 105°30'11" W. C.P. to replace transmitter, change power and add freq. 11525V MHz toward Sharp, Wyo., on azimuth 135°45'.

2565-C1-P-74, Same (KPX48), Buffalo Creek, 12.8 Miles SW of Upton, Wyoming. Lat. 43°59'08" N., Long. 104°49'45" W. C.P. to change antenna system, power and change freqs. 11325H, 11565V MHz to 6093.5V MHz toward Sharp, Wyo., on azimuth 297°45'.

2566-C1-P-74, First Television Corporation (WJG65), Dudley Avenue and Commerce Street, Pocomoke City, Maryland. Lat. 38°04'01" N., Long. 75°34'10" W. C.P. to add freqs. 6330.6H, 6271.3H, 6212.0H MHz toward a new point of communication at Crisfield, Md. on azimuth 245°. (Note.—a waiver of section 21.701(i) is requested

by First Television—See file No. 7772-C1-P-71. INFORMATIVE: Applicant proposes to deliver the signals of WBAL-TV, WJZ-TV, and WMAR-TV to a customer in Crisfield, Md.)

2567-C1-P-74, Mountain Microwave Corporation (KZA64), 7.5 Miles NE of Vetal, South Dakota. Lat. 43°15'14" N., Long. 101°14'17" W. C.P. for a new station on freq. 6005.0V MHz toward a new point of communication (via power split) at Valentine, Nebraska on azimuth 125°49'. (INFORMATIVE: Applicant proposes to deliver the signals of KOA-TV, Denver to a customer in Valentine, Nebraska.)

2568-C1-P-74, United Video, Inc. (KSI55), 2 Miles SE of Norway, Illinois. Lat. 41°26'20" N., Long. 88°39'09" W. C.P. to add freq. 1135V MHz (via power split) toward Streator, Ill. on azimuth 195°43'.

2569-C1-MP-74, American Telephone and Telegraph Company (KVV41), Beaumont, Pennsylvania. Mod. of C.P. to change polarization of freqs. 3730, 3810, 4130 MHz toward Ransom, Pa., from Horizontal to Vertical.

2570-C1-MP-74, Same (KVV42), Ransom, Pennsylvania. Mod. of C.P. to change polarization of freqs. 3770, 3850, 4170 MHz toward Beaumont, Pa. from Horizontal to Vertical.

2571-C1-AP-(37)-74, United Video, Inc. Consent to Assignment of Permit from United Video, Inc., Assignor to Southern Pacific Communications Company, Assignee for Stations: WPX50-Tulsa, Okla.; WPX51-Sand Springs, Okla.; WPX52-Shamrock, Okla.; WPX53-Carney, Okla.; WPX54-Woods, Okla.; WPX55-Oklahoma City, Okla.; WPX56-Byars, Okla.; WPX57-Scullin, Okla.; WPX58-Mannville, Okla.; WPX59-Thackerville, Okla.; WPX60-Mountain Springs, Tex.; WPX61-Lewisville, Tex.; WPX62-Dallas, Tex.; WOF52-McKiddville, Okla.; WQR81-St. Louis, Mo.; WPF34-High Ridge, Mo.; WQR82-Labadie, Mo.; WAD72-Union, Mo.; WAD73-Belle, Mo.; KGB96-Rolla, Mo.; WQR83-Waynesville, Mo.; WAN79-Lebanon, Mo.; WCZ32-Urbana, Mo.; WCZ33-Warsaw, Mo.; WPF38-Iola, Mo.; WPF37-Warrensburg, Mo.; WPF36-Odessa, Mo.; WQR84-Raytown, Mo.; WPE35-Kansas City, Mo.; WAN80-Marshfield, Mo.; WAN81-Springfield, Mo.; WAN82-Phelps, Mo.; WQR85-Joplin, Mo.; WOE82-Miami, Okla.; WPF41-Centralia, Okla.; WQB86-Nowata, Okla.; and WQR87-Avant, Okla.

2572-C1-TC-(37)-74, United Video, Inc. Consent to Transfer of Control from United Video, Inc., TRANSFEROR to Sunset Communications Company, TRANSFEREE for Stations: KGB96-Rolla, Mo.; KGC21-Waynesville, Mo.; WAD72-Union, Mo.; WAD73-Belle, Mo.; WAN79-Lebanon, Mo.; WAN80-Marshfield, Mo.; WAN81-Springfield, Mo.; WAN82-Phelps, Mo.; WAY25-Joplin, Mo.; WCZ32-Urbana, Mo.; WCZ33-Warsaw, Mo.; WCZ35-Sedalia, Mo.; WQQ89-Union Star, Mo.; WQQ90-Gentry, Mo.; WBO90-Thackerville, Okla.; WBO89-Mt. Springs, Tex.; WBP46-Temporary fixed locations in States of Illinois, Oklahoma & Missouri; WQQ91-Benton, Iowa; WQQ92-Creston, Iowa; WQQ93-Winterset, Iowa; KSJ62-Plainfield, Ill.; KSI55-Norway, Ill.; KSP97-Vandalia, Ill.; KSP98-Effingham, Ill.; KSV40-Streator, Ill.; KSV41-Peru, Ill.; KSV42-Ambony, Ill.; KYO25-Olney, Ill.; KXQ32-Princeton, Ill.; KXQ33-Dallas City, Ill.; KXQ36-Kewanee, Ill.; KXQ46-Monmouth, Ill.; KXQ54-Galesburg, Ill.; WOJ38-Osco, Ill.; KEZ51-Schram, City, Ill.; KEZ53-Taylorville, Ill.; WQQ95-Pittsburg, Kans.

2573-C1-TC-(7)-74, KHC Microwave Corporation. Consent to Transfer of Control from KHC Microwave Corporation, TRANSFER-

- OR to Sunset Communications Company. TRANSFEREE for Stations: WDD97-La-Belle, Tex.; WDE80-Port Neches, Tex.; WDE81-Cameron Farms, La.; WIV68-Lake Charles, La.; WPE94-Lacassine, La.; WIV66-Jennings, La. and WIV71-Crowley, La.
- 2576-C1-P-74, American Telephone and Telegraph Company (KSE27). 1.8 Miles SE of Palmyra, Wisconsin. Lat. 42°51'25" N., Long. 88°33'57" W. C.P. to add freq. 3850V MHz toward Watertown Jct., Wisc., on azimuth 349°08'.
- 2577-C1-P-74, Same (KSH90). 4 Miles NE of Watertown Jct., Wisconsin. Lat. 43°14'25" N., Long. 88°39'49" W. C.P. to add freqs. 3730V, 3810V MHz toward Palmyra, Wisc., on azimuth 169°22'; freq. 4130V MHz toward Fox Lake, Wisc., on azimuth 341°37'.
- 2578-C1-P-74, Same (KYJ64). 4.5 Miles ENE of Fox Lake, Wisconsin. Lat. 43°35'37" N., Long. 88°49'31" W. C.P. to add freq. 4170V MHz toward Watertown Jct., Wisc., on azimuth 20°14'.
- 2579-C1-P-74, Same (KYJ63). 2.0 Miles East of Fisk, Wisconsin. Lat. 43°57'02" N., Long. 88°38'35" W. C.P. to add freq. 4130H MHz toward Fox Lake, Wisc., on azimuth 200°22'; freq. 4130H MHz toward Hortonville, Wisc., on azimuth 321°42'.
- 2580-C1-P-74, Same (KYJ62). 2.0 Miles ENE of Hortonville, Wisconsin. Lat. 44°20'41" N., Long. 88°36'24" W. C.P. to add freq. 4170H MHz toward Fisk, Wisc., on azimuth 183°49'; freq. 4090H MHz toward Marion, Wisc., on azimuth 321°42'.
- 2581-C1-P-74, American Telephone and Telegraph Company (WHB36). 4.75 Miles South of Marion, Wisconsin. Lat. 44°36'00" N., Long. 88°53'21" W. C.P. to add freq. 4050H MHz toward Hortonville, Wisc., on azimuth 141°30'; freq. 4050V MHz toward Eland, Wisc., on azimuth 321°49'.
- 2582-C1-P-74, Same (WHB38). 1.0 Miles North of Eland, Wisconsin. Lat. 44°53'10" N., Long. 89°12'22" W. C.P. to add freq. 4090H MHz toward Marion, Wisc., on azimuth 141°36'; freq. 4090H MHz toward Rib Hill, Wisc., on azimuth 275°58'.
- 2583-C1-P-74, (KSJ43). 2.5 Miles SW of Wausau, Wisconsin. Lat. 44°55'13" N., Long. 89°40'47" W. C.P. to add freq. 4050H MHz toward Eland, Wisc., on azimuth 95°38'.
- 2584-C1-P-74, South Central Bell Telephone Company (KLU71). Cousin and Carey Streets, Slidell, Louisiana. Lat. 30°16'30" N., Long. 89°47'02" W. C.P. to add freq. 6286.2H MHz toward Michoud, La., on azimuth 204°36'.
- 2585-C1-P-74, Same (KLU70). 14726 Chef Menteur Hwy., Michoud, Louisiana. Lat. 30°02'11" N., Long. 89°54'34" W. C.P. to change antenna system and add freq. 6034.2V MHz toward Slidell, La., on azimuth 24°32'; 6063.8V MHz toward New Orleans, La., on azimuth 243°24'.
- 2586-C1-P-74, Same (KLU69). 3951 Erato Street, New Orleans, Louisiana. Lat. 29°57'14" N., Long. 90°05'54" W. C.P. to change antenna system and add freq. 6286.2V MHz toward Michoud, La., on azimuth 63°18'.
- 2587-C1-P-74, Southern Bell Telephone and Telegraph Company (KJB50). 415 Clay Street, Jacksonville, Florida. Lat. 30°19'51" N., Long. 81°39'47" W. C.P. to change antenna system and antenna location on freq. 6034.2V MHz toward Jacksonville, Fla., on azimuth 121°57'.
- 2588-C1-P-74, The Mountain States Telephone and Telegraph Company (KLC49). 120 4th Street, N.W., Albuquerque, New Mexico. Lat. 35°05'06" N., Long. 106°39'03" W. C.P. to change antenna system on freq. 3830V, 3990V MHz toward Sandia Crest, N. Mex. on azimuth 51°28'.
- 2589-C1-P-74, American Telephone and Telegraph Company (KSE29). Stoughton, 1.2 Miles West of Ulica, Wisconsin. Lat. 42°57'44" N., Long. 89°08'34" W. C.P. to add freqs. 11325V, 11485V MHz toward Madison, Wisc., on azimuth 302°06'; change alarm center location.
- 2590-C1-P-74, Same (KSH88). Madison, Wisconsin. Lat. 43°04'25" N., Long. 89°23'01" W. C.P. to change antenna system and add freqs. 10875V, 11035V MHz toward a new point of communication at Stoughton, Wisc., on azimuth 121°56'.
- 2591-C1-P-74, American Telephone and Telegraph Company (KQE72). Hopetown, 3.5 Miles NNE of Chillicothe, Ohio. Lat. 39°22'42" N., Long. 82°55'45" W. C.P. to add freq. 3750H MHz toward Beaver, Ohio, on azimuth 162°07'.
- 2592-C1-P-74, Same (KQE73). 3.5 Miles NNE of Beaver, Ohio. Lat. 39°04'40" N., Long. 82°48'17" W. C.P. to add freq. 3970V MHz toward Hopetown, Ohio, on azimuth 342°11'; freq. 3710H MHz toward Buckhorn, Ohio, on azimuth 164°09'.
- 2593-C1-P-74, Same (KQE74). Buckhorn, 2.0 Miles WSW of Vernon, Ohio. Lat. 38°42'30" N., Long. 82°40'15" W. C.P. to add freq. 4010V MHz toward Beaver, Ohio, on azimuth 344°14'; freq. 3750H MHz toward Skyhigh, Ohio, on azimuth 125°13'.
- 2594-C1-P-74, Same (KQE75). Skyhigh, 2.7 Miles East of Cox Landing, West Virginia. Lat. 38°28'44" N., Long. 82°15'20" W. C.P. to add freq. 3970V MHz toward Buckhorn, Ohio, on azimuth 305°37'; freq. 4130V MHz toward Tyler, W. Va., on azimuth 100°.
- 2595-C1-P-74, Same (KQE76). 1.5 Miles NW of Tyler, West Virginia. Lat. 38°24'02" N., Long. 81°44'20" W. C.P. to add freq. 4170V MHz toward Skyhigh, W. Va., on azimuth 280°51'.
- 2574-C1-P-74, New York Telephone Company (KEE87). 574 Portage Road, Niagara Falls, New York. Lat. 43°05'32" N., Long. 79°02'50" W. C.P. to change antenna system, power, replace transmitter, and change freqs. 6055, 6295 MHz to 6256.5V, 6375.2V MHz toward Buffalo, N.Y., on azimuth 149°08'.
- 2575-C1-P-74, Same (KEK84). 65 Franklin Street, Buffalo, New York. Lat. 42°53'00" N., Long. 78°52'39" W. C.P. to change antenna system, power, replace transmitter, and change freqs. 6175V, 6415V MHz to 6004.5V, 6123.1V MHz toward Niagara Falls, N.Y., on azimuth 329°15'.
- 2596-C1-MP-74, American Telephone and Telegraph Company (KCB82). Brunswick, Maine. Mod. of C.P. to change polarization on freqs. 6197.2, 6256.5, 6315.9, 6375.2 MHz toward West Minot, Maine, from Vertical to Horizontal.
- 2596-C1-MP-74, Same (WAD63). West Minot, Maine. Mod. of C.P. to change polarization on freqs. 5945.2, 6004.5 MHz toward Brunswick, Maine, from Vertical to Horizontal.
- 2607-C1-MP-74, N-Trip-C, (WOH87), 23rd and Stark Ave., Kansas City, Missouri. Lat. 39°04'57" N., Long. 94°28'46" W. Mod. of C.P. to add freq. 11505V MHz toward a new point of communication at 1102 Grand Ave., Kansas City, Mo., on azimuth 283°4'.
- 2608-C1-P-74, N-Trip-C (New), 1102 Grand Ave., Kansas City, Missouri. Lat. 39°06'03" N., Long. 94°34'52" W. C.P. for a new station on frequency 11095V MHz toward 23rd and Stark Ave., Kansas City, Mo., on azimuth 103°0'.
- 2609-C1-ML-74, The Mountain States Telephone and Telegraph Company (KAQ85) (95 Units). In any temporary fixed location within the territory of the grantee. Mod. of License to add additional test transmitters on freqs. 2110-2130, 2160-2180, 3700-4200, 5925-6425, and 10700-11700 MHz.
- 2610-C1-MP-74, United Wehco, Inc. (KEV51), 1 Mile SW. of Trees, Louisiana. Lat. 32°47'04" N., Long. 94°02'51" W. Mod. of C.P. to change antenna system on freqs. 5974.8V, 6034.2V, 6093.5V MHz toward Black Diamond, La.
- 2611-C1-P-74, Same (KEV52), 0.5 Miles NW. of Black Diamond, Arkansas. Lat. 33°08'26" N., Long. 93°54'54" W. C.P. to change point of communication from Stamps, Ark., to Moore Lake, Ark., for freqs. 6226.9V, 6286.2V, 6345.5V MHz on azimuth 355°51'.
- 2612-C1-P-74, Same (New), Moore Lake, 5 Miles East of Texarkana, Arkansas. Lat. 33°26'20" N., Long. 93°56'27" W. C.P. for a new station on freqs. 5945.2H, 6063.8H MHz toward Hope, Ark., on azimuth 50°36'.
- 2613-C1-P-74, Same (New), 2 Miles NE of Hope, Arkansas. Lat. 33°50'46" N., Long. 93°33'54" W. C.P. for a new station on freqs. 6197.2H, 6315.9H MHz toward Gurdon, Ark., on azimuth 66°40'.
- 2614-C1-P-74, Same (New), 5 Miles South of Gurdon, Arkansas. Lat. 33°50'46" N., Long. 93°08'49" W. C.P. for a new station on freqs. 5974.8V, 6093.5V MHz toward Camden, Ark., on azimuth 135°20'; freqs. 5974.8V, 6093.5V MHz (via power split) toward Manning, Ark., on azimuth 66°19'.
- 2615-C1-P-74, Same (KEV59), 1.9 Miles NW. of Camden, Arkansas. Lat. 33°36'06" N., Long. 92°51'31" W. C.P. to change freqs. and change point of communication to: 6226.9V, 6286.2V MHz toward El Dorado, Ark., on azimuth 153°56'.
- 2616-C1-P-74, Same (New), 3 Miles SSE of Manning, Arkansas. Lat. 33°58'56" N., Long. 92°46'21" W. C.P. for a new station on freqs. 6226.9V, 6345.5V MHz toward Leola, Ark., on azimuth 40°32'.
- 2617-C1-P-74, Same (New), 1.3 Miles SSW. of Leola, Arkansas. Lat. 34°09'13" N., Long. 92°35'48" W. C.P. for a new station on freqs. 5974.8V, 6093.5V MHz toward Bruce, Ark., on azimuth 66°55'; freqs. 5974.8V, 6093.5V MHz (via power split) toward Malver, Ark., on azimuth 325°11'.
- 3 Miles North of Bruce, Arkansas. Lat. 34°17'54" N., Long. 92°11'08" W. C.P. to change points of communication on freqs. 6226.9H, 6286.2H MHz toward England, Ark., on azimuth 30°11'; freqs. 6226.9H, 6286.2H (via power split) toward Pine Bluff, Ark., on azimuth 140°41'.
- 2619-C1-P-74, Same (KEW55), 2.5 Miles NW. of England, Arkansas. Lat. 34°34'31" N., Long. 91°59'24" W. C.P. to add points of communication for freqs. 6004.5H, 6063.8H MHz toward North Little Rock, Ark., on azimuth 313°35'. (NOTE: A waiver of Section 21.701(1) is requested by United Wehco, Inc.)
- 2620-C1-P-74, United Video, Inc. (KXQ33), 1.75 Miles SE. of Dallas City, Illinois. Lat. 40°37'24" N., Long. 91°07'53" W. C.P. to change point of communication on freqs. 10735H, 10895H MHz toward Ft. Madison, Iowa, on azimuth 277°18'. (NOTE: Special Temporary Authority is requested by United Video, Inc.)
- 2621-C1-MP-74, Southeast Kansas Microwave, Inc. (WGI69), Parsons, Kansas. Lat. 37°17'58" N., Long. 95°15'16" W. Mod. of C.P. (5189-C1-P-70) to change freqs. to 6049.0H, 6167.68H MHz toward Coffeyville, Kans., on azimuth 253°51'.
- 2622-C1-P-74, Tower Communications Systems Corporation (KQO41), Coshocton, Ohio. Lat. 40°16'04" N., Long. 81°50'14" W. C.P. to add freqs. 10895V, 11065V MHz toward Newark, Ohio, on azimuth 238°47'.
- 2623-C1-P-74, Same (WKS45), 3.2 Miles SSE. of Newark, Ohio. Lat. 40°00'52" N., Long. 82°22'41" W. C.P. to add freqs. 11305V, 11465V MHz toward Stoutsville, Ohio, on azimuth 217°26'.
- 2625-C1-P-74, Same (KQA36), Ball Knob, 9.0 Miles SW. of Chillicothe, Ohio. Lat. 39°13'15" N., Long. 83°04'40" W. C.P. to add freq. 11505H MHz toward Stoutsville, Ohio, on azimuth 31°05'. (INFORMATIVE: Tower, by these applications, requests re-

instatement of recently expired construction permits. Special temporary Authority (STA) is also requested.)

- 2624-C1-P-74, Same (WPF49), 3.2 Miles ENE. of Stoutsville, Ohio. Lat. 39°36'56" N., Long. 82°46'20" W. C.P. to add freqs. 10815H, 10975H, 11135H MHz toward Columbus, Ohio, on azimuth 346°32'.
- 2626-C1-P-74, KHC Microwave Corporation (New), New Orleans, Louisiana. Lat. 29°59'13" N., Long. 90°06'16" W. C.P. for a new station on freq. 6013.3H MHz toward Dufresne, La., on azimuth 261°15'.
- 2627-C1-P-74, KHC Microwave Corporation (New), 0.8 Mile NW of Dufresne, Louisiana. Lat. 29°56'48" N., Long. 90°24'09" W. C.P. for a new station on freq. 6330.7H MHz toward Vacherie, La., on azimuth 284°04'; freq. 6212.0V MHz toward New Orleans, La., on azimuth 81°06'.
- 2628-C1-P-74, Same (New). Vacherie, Louisiana. Lat. 30°00'49" N., Long. 90°42'40" W. C.P. for a new station on freq. 6137.9H MHz toward Dufresne, La., on azimuth 103°55'; freq. 6034.2V MHz toward Donaldsonville, La., on azimuth 289°11'.
- 2629-C1-P-74, Same (New). 2 Miles West of Donaldsonville, Louisiana. Lat. 30°06'27" N., Long. 91°01'22" W. C.P. for a new station on freq. 6375.2H MHz toward Vacherie, La., on azimuth 109°01'; freq. 6286.2V MHz toward Baton Rouge, La., on azimuth 337°31'.
- 2630-C1-P-74, Same (New). Baton Rouge, Louisiana. Lat. 30°27'10" N., Long. 91°11'16" W. C.P. for a new station on freq. 6063.8H MHz toward Donaldsonville, La., on azimuth 157°26'. (INFORMATIVE: Applicant proposes to establish duplex video microwave service between ETV Station WYES-TV, New Orleans, Louisiana and ETV Station WLPB-TV, Baton Rouge, Louisiana.)

MAJOR AMENDMENTS

- 6643-C1-P-73, Microwave Transmission Corporation (KNK60). Delete freq. 11625V MHz and change polarization of freq. 11385 MHz from Vertical to Horizontal toward Williams Hill, Calif. Station Location: Lat. 35°21'37" N., Long. 120°39'18" W.
- 6646-C1-P-73, Same (New). Delete freq. 10775H MHz and change freq. 10995H to 11095H MHz toward Palo Escrito, Calif. Station Location: Lat. 35°57'04" N., Long. 121°00'03" W.
- 6647-C1-P-73, Same (New). Change coordinates to Lat. 36°24'22" N., Long. 121°29'26" W. Delete freq. 11425H MHz toward Atherton, Calif., and change point of communication from Atherton, Calif., to Bald Ridge, Calif.
- 6644-C1-P-73, Same (New). Change coordinates to Lat. 36°58'00" N., Long. 121°41'31" W. Delete freqs. 10955V, 10715V MHz toward Allison, Calif., and add freq. 10975H MHz toward Monument Peak, Calif.
- 6645-C1-P-73, Same (New). Change coordinates to Lat. 37°29'07" N., Long. 121°51'57" W. Delete freqs. 11405H, 11645H MHz toward Wiederman, Calif., and add freq. 10975H MHz toward San Leandro, Calif. (All other particulars same as reported in Public Notice, dated 3-19-73.)
- 4129-C1-P-72, MCI Telecommunications Corporation (New). 0.7 Mile NNE of Vienna, Ohio. Change frequency toward Hilliard, Ohio to 6256.5V MHz. (All other particulars same as reported on Public Notices, dated 1-17-72, 4-17-72, and 9-4-73.)

Informative

Nebraska Consolidated Communications Corporation has amended its Articles of In-

corporation to change its name to N-Triple-C. This amendment represents a change in name only and became effective December 28, 1973.

Corrections

- 2066-C1-P-74, Illinois Bell Telephone Company (KSO78). Sunnyland, Illinois. CORRECT azimuth to read 187°05' for freq. 4130V MHz toward Delavan, Ill.
- 2070-C1-P-74, Same (KSO34). Springfield, Illinois. CORRECT coordinates to read: Long. 89°38'56" W. (All other particulars same as reported on Public Notice #678, dated 12-10-73.)
- 2215-C1-P/ML-74, New York Telephone Company (KEK84). Buffalo, New York. CORRECT to Read: C.P. and Mod. of License to add freqs. 6175V, 6415V MHz toward Niagara Falls, N.Y. (INFORMATIVE: Applicant proposes to acquire these facilities from American Telephone and Telegraph Company and to take over the services presently provided thereby by that Company. This transaction involves assignment of some, but not all, transmitters authorized for stations now licensed to American Telephone and Telegraph Company (KEA25) located at Buffalo, N.Y. (All other particulars same as reported in Public Notice #679, dated 12-7-73.)

[FR Doc.74-1457 Filed 1-17-74; 8:45 am]

FEDERAL HOME LOAN BANK BOARD

FIDELITY CORP. AND TRANSOHIO FINANCIAL CORP.

Notice of Receipt of Application to Acquire Control of Union Savings Association

JANUARY 14, 1974.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from the Fidelity Corporation, Richmond, Virginia, and its subsidiary, Transohio Financial Corporation, Columbus, Ohio, multiple savings and loan holding companies, for approval of acquisition of control of The Union Savings Association, Cleveland, Ohio, an insured institution under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)), and § 584.4 of the regulations for Savings and Loan Holding Companies, said acquisition to be effected by the merger of Union Financial Corporation, a holding company which controls both The Union Savings Association and the Port Clinton National Bank, Port Clinton, Ohio into Transohio Financial Corporation. Said merger is to be accomplished by an exchange of shares of Transohio common stock for the shares of the Union Financial Corporation. Comments on the proposed acquisition should be submitted to the Director, Holding Company Section, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, on or before February 19, 1974.

[SEAL] EUGENE M. HERRIN,
Assistant Secretary,
Federal Home Loan Bank Board.
[FR Doc.74-1509 Filed 1-17-74; 8:45 am]

SOUTHWESTERN GROUP INVESTORS, INC.

Notice of Receipt of Application to Acquire Control of State Savings and Loan Association

JANUARY 14, 1974.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from the Southwestern Group Investors, Inc., Houston, Texas, a multiple savings and loan holding company, for approval of acquisition of control of the State Savings and Loan Association, Lubbock, Texas, under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)), and § 584.4 of the regulations for Savings and Loan Holding Companies, said acquisition to be effected by the purchase for cash of all the outstanding shares of State Savings and Loan Association from Affiliated Capital Corporation, a holding company, which presently controls State Savings and Loan Association. Comments on the proposed acquisition should be submitted to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, on or before February 19, 1974.

[SEAL] EUGENE M. HERRIN,
Assistant Secretary,
Federal Home Loan Bank Board.

[FR Doc.74-1508 Filed 1-17-74; 8:45 am]

FEDERAL MARITIME COMMISSION

EUROPE-PACIFIC COAST RATE AGREEMENT

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street, N.W., Room 1015; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, and San Francisco, California. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before February 11, 1974. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement filed by:

H. G. Brandt, Secretary
Europe Pacific Coast Rate Agreement
Diargaardesingel 73-A
P.O. Box 341
Rotterdam 3, Holland

Agreement No. 10023-1, among the members of the above-named agreement, modifies the basic agreement to include within its scope the Republic of Ireland, and points in Sweden, Norway, Denmark, Finland, Poland, West Germany, The Netherlands, Belgium, Luxembourg, France, Switzerland, Austria, East Germany, Czechoslovakia, Hungary, Rumania, Bulgaria and Yugoslavia.

By order of the Federal Maritime Commission.

Dated: January 15, 1974.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.74-1572 Filed 1-17-74;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. RP74-57]

EL PASO NATURAL GAS CO.

Proposed Changes in Rates and Charges

JANUARY 14, 1974.

Take notice that on January 10, 1974, El Paso Natural Gas Company (El Paso) tendered for filing the following revised tariff sheets:

ORIGINAL VOLUME No. 1

Twelfth Revised Sheet No. 3-B

ORIGINAL VOLUME No. 2A

Sixth Revised Sheet No. 285-A
Ninth Revised Sheet No. 303-A
Ninth Revised Sheet No. 321-A
Ninth Revised Sheet No. 334-A
Sixth Revised Sheet No. 346-A
Sixth Revised Sheet No. 365-A
Nineteenth Revised Sheet No. 416-A
Nineteenth Revised Sheet No. 429-A
Seventh Revised Sheet No. 556-A

The tendered revised tariff sheets provide for a change in rates to apply to El Paso's interstate natural gas operations to exist upon the divestiture of El Paso's Northwest Division System. The proposed effective date is February 10, 1974. El Paso states that its current Southern Division System rates are deficient by some \$70,035,993 annually, based upon sales volumes set forth in the statements accompanying its instant notice and that the increase in rates necessary to recover this deficiency is an over all increase of 7.09¢ per Mcf, except for rates under Rate Schedule X-1, and the rates keyed thereto, wherein the proposed increase is 5.74¢ per Mcf. El Paso further states that it proposes certain rate design modification which will eliminate the historical rate differential between its non-residential service "B" rate schedules and its irrigation service "D" rate schedules. El Paso further states that the principal seasons for the proposed change in

rates for which notice is given are declining gas supply, the effect of divestiture of El Paso's Northwest Division System, and, as well, increases in virtually all items of cost, such as labor, capital, materials and supplies and taxes. In addition, the proposed increase includes increases in the cost of gas utilized in El Paso's operations which are attributable to increases in the unit amount per Mcf which may be due and payable to owners of production payments and special overriding royalty interest in the San Juan Basin area.

El Paso has included approximately \$1,798,469 in plant costs in the instant filing for which certificate authorization is now pending at Docket Nos. CP74-47 and CP74-98. El Paso requests waiver of § 154.63(e) (2) (ii) of the Commission's regulations so as to include the costs associated with such facilities.

El Paso states further that copies of the filing have been served upon all of El Paso's Southern Division System customers and interested state regulatory commissions.

Any person desiring to be heard or to protest said notice should file a petition to intervene or protest with the Federal Power Commission, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 30, 1974. Protests will be considered by the Commission in determining the appropriate action to the proceeding. Any person wishing to become a party must file a petition to intervene. El Paso's proposed tariff sheets and rate filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1492 Filed 1-17-74;8:45 am]

[Docket No. ID-1714]

J. L. HANNAH

Notice of Application

JANUARY 9, 1974.

Take notice that on January 2, 1974, J. L. Hannah (Applicant), filed an initial application pursuant to Section 305(b) of the Federal Power Act seeking authority to hold the following positions:

Vice President, Louisville Gas and Electric Company, Public Utility.
Vice President, Ohio Valley Transmission Corporation, Public Utility.

Louisville Gas and Electric Company is an operating public utility engaged in the generation, transmission, distribution and sale of electricity and the distribution and sale of natural gas in Louisville and surrounding territory in Kentucky.

Ohio Valley Transmission Corporation is a subsidiary of Louisville Gas and Electric Company and owns and operates Indiana properties necessary in its parent's system operations but does not serve any ultimate consumer.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 31, 1974, file with the Federal Power Commission, Washington, D.C. 20426, protests or petitions to intervene in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1494 Filed 1-17-74;8:45 am]

[Docket No. E-8492]

SIERRA CLUB AND NEBRASKA PUBLIC POWER DISTRICT

Notice of Filing of Complaint

JANUARY 8, 1974.

Public notice is hereby given pursuant to 18 CFR 2.1, that a complaint was filed on November 5, 1973 by the Sierra Club, 311 California Street, Suite 311, San Francisco, California 94104 through its attorneys, Ronald J. Wilson and Warwick R. Furr, II, 810 18th Street, NW., Washington, D.C. 20006, alleging that the Gerald Gentleman fossil-fuel fired steam electric generating plant and associated facilities are being constructed within the boundaries of Nebraska Public Power District, Project No. 1835, in violation of the license agreement, the rules and regulations of the Federal Power Commission, and the Federal Power Act.

Complainant alleges that the Gerald Gentleman steam electric generating plant is being constructed on the southwestern edge of the Sutherland Reservoir which is within the project boundary for Project No. 1835. Complainant further alleges that the construction will affect the integrity of Project No. 1835 and may preclude future expansion of hydroelectric capacity at Project No. 1835.

Complainant requests a hearing to determine whether the construction of the Gerald Gentleman steam electric generating plant or the diversion of water for cooling this plant is legal in the absence of an application for amendment of the license for Project No. 1835. Complainant further requests that the Commission issue an order directing Complainee to show cause why it should not be ordered to cease and desist from continuing construction of the Gerald Gentleman plant and associated facilities, pending action by the Commission on an application for amendment of the license for Project No. 1835.

Any person desiring to be heard or to make protest with reference to said

complaint should on or before January 25, 1974, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to a proceeding. Persons wishing to become parties or to participate as a party in any hearing must file petitions to intervene in accordance with the Commission's rules. The complaint is on file with the Commission and is available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 74-1493 Filed 1-17-74; 8:45 am]

[Docket No. CI74-199, etc.]

BARBER OIL EXPLORATION, INC. ET AL.
Order Consolidating Proceedings, Granting Interventions, and Fixing Date for Hearing
JANUARY 10, 1974.

The Applicants have filed applications pursuant to section 7(c) of the Natural Gas Act, and pursuant to § 2.75 of the Commission's General Policy Statements, the new Optional Procedure for Certifying New Producer Sales of Natural Gas set forth in Order No. 455, (hereinafter § 2.75) for certificates of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce.

Barber Oil Exploration, Inc. (Barber), Docket No. CI74-199, Florida Gas Exploration Company (Florida Exploration), Docket No. CI74-209, and Mapco Inc. (Mapco) Docket No. CI74-277 filed applications on October 1, October 5, and October 29, 1973, respectively, pursuant to § 2.75 for sales to Florida Gas Transmission Company (Florida Gas) from North Montegut Field, Terrebonne Parish, South Louisiana (Onshore) at a rate of 45.0¢ per Mcf.

Barber's application was noticed on October 17, 1973, and published in the FEDERAL REGISTER on October 25, 1973, 38 FR 29529. Florida Exploration's application was noticed on October 19, 1973, and published in the FEDERAL REGISTER on October 30, 1973, 38 FR 29926. Mapco's application was noticed on November 7, 1973, and published in the FEDERAL REGISTER on November 13, 1973, 38 FR 31343.

Petitions to intervene have been filed in each of these proceedings by American Public Gas Association and Florida Gas Transmission Company.

We find a hearing is desirable to determine, on the record, whether the present and future public convenience and necessity will be served by certifying these sales, and whether the proposed rate is just and reasonable, taking into consideration all factors bearing on maintenance of an adequate and reliable

supply of gas, delivered at the lowest reasonable cost.¹

Since these applications involve similar questions of law and fact as to the reasonableness of the prices for which certification is sought, the Commission concludes that the ultimate disposition of the above-described proceedings would be best accomplished in a consolidated proceeding. The Commission shall, therefore, consolidate these dockets for hearing and disposition.²

This hearing is not the proper forum for the relitigation of the propriety of the § 2.75 procedures; that matter is now before the Court of Appeals. This hearing will be addressed solely to the issues of public convenience and necessity, and the justness and reasonableness, of the particular sales and rates herein proposed.

Those parties and intervenors desiring to submit cost and non-cost data should structure their evidence to reflect the tests under § 2.75 for determining the justness and reasonableness of the rate sought.

We are unable to determine the extent of Florida Gas' need for new supplies since it has failed to submit the certification required by § 2.75h. Accordingly, we shall require Florida Gas to present evidence as to its need for additional supplies of natural gas and whether or not a comparable supply of natural gas is available to it at any rate lower than the rates proposed in these applications.

The Commission finds:

(1) It is necessary and in the public interest that the above-docketed proceedings be consolidated and set for a formal hearing.

(2) It is desirable and in the public interest to allow the above-named petitioners to intervene in this proceeding.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4, 5, 7, 14, 15 and 16 thereof, the Commission's rules of practice and procedure, and the Regulations under the Natural Gas Act (18 CFR, Chapter I), Docket Nos. CI74-199, CI74-209, and CI74-277 are consolidated for purposes of hearing and disposition.

(B) A public hearing on the issues presented by the applications herein shall be held commencing March 5, 1974, at 10 a.m. (e.d.t.) in a hearing room of the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426.

(C) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding pursuant to the Commission's rules of practice and procedure.

(D) Applicants and any intervenors supporting the applications shall file their direct testimony and evidence on

or before February 8, 1974. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, the Commission Staff, and all other parties to these proceedings.

(E) The Commission Staff and any intervenors opposing the applications shall file their direct testimony and evidence on or before February 22, 1974. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, and all other parties to these proceedings.

(F) All rebuttal testimony and evidence by applicants and any intervenors supporting the applications shall be served on or before March 1, 1974. All parties submitting rebuttal testimony and evidence shall serve such testimony and evidence upon the Presiding Administrative Law Judge, the Commission Staff, and all other parties to these proceedings.

(G) The above-named petitioners are permitted to intervene in these proceedings subject to the rules and regulations of the Commission: *Provided, however*, That the participation of such intervenors shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene: *And provided further*, That the admission of such interests shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in these proceedings.

(H) The Administrative Law Judge's decision shall be rendered on or before April 5, 1974. All briefs on exceptions shall be due on or before April 12, 1974, and replies thereto shall be due on or before April 19, 1974.

By the Commission.³

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc. 74-1560 Filed 1-17-74; 8:45 am]

[Docket No. E-8569]

CARDINAL OPERATING CO.
Tariff Change

JANUARY 10, 1974.

Take notice that Cardinal Operating Company (Cardinal), on December 21, 1973, tendered for filing proposed changes in the Station Agreement, dated as of January 1, 1968, filed as Rate Schedule Nos. 1, 1 and 69, respectively of Buckeye Power Inc., Cardinal Operating Company and Ohio Power Company. Cardinal states that Buckeye Power, Inc., and Ohio Power Company have filed certificates of concurrence, concurring in the filing by Cardinal Power Company.

Cardinal asserts that the proposed changes relate principally to changes in the joint operation of the Cardinal steam electric generating station, at which two nominally-rated 615 MW generating units are presently located, one

¹ Opinion No. 659, slip op. at para. 21, p. 5.

² Opinion No. 659, slip op. at para. 11, p. 5.

³ Concurring statement of Commissioner Moody filed as part of the original document.

of which is owned by Buckeye and the other by Ohio Power. Cardinal submits that a third 615 MW generating unit at Cardinal Station is being constructed by Buckeye Power, Inc.

The proposed changes in the joint operation of Cardinal Station are stated to be necessitated by the addition of the third generating unit at the station. According to Cardinal, the proposed changes would modify existing arrangements between Ohio Power and Buckeye for allocating the costs of operating the Cardinal Station and the capacity and energy supplied from the Cardinal Station, so as to reflect the new unit. Additionally, Cardinal states that Ohio Power would supply Buckeye with interim power prior to operation of the new unit, and replacement power in addition to back-up power.

Cardinal states further that copies of the filing are being mailed to The Public Utilities Commission of Ohio.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 24, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 74-1554 Filed 1-17-74; 8:45 am]

[Docket Nos. RP74-14, RP74-34]

CASCADE NATURAL GAS CORP.

Tariff Sheet Filing

JANUARY 10, 1974.

Take notice that on December 21, 1973, Cascade Natural Gas Corporation pursuant to § 154.62 of the regulations under the Natural Gas Act, filed Second Revised Sheet No. 2 and Substitute Alternate Sheet No. 20 to its FPC Gas Rate Schedule No. 1. Cascade states that the filed tariff sheets relate to the Purchased Gas Adjustment Provision authorized by the Commission's order issued November 28, 1973, in Docket Nos. RP74-14 and RP74-34. More specifically, the tariff sheets reflect an increase of 0.67 cents per Mcf for Old Gas.

Any person desiring to be heard and to make any protest with reference to said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All such petitions or protests should be filed on or

before January 25, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Cascade's tariff filing is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 74-1557 Filed 1-17-74; 8:45 am]

[Docket No. RI74-32]

CHAMPLIN PETROLEUM CO.

Order Setting Date for Hearing and Granting Intervention

JANUARY 10, 1974.

Champlin Petroleum Company (Champlin) filed on August 27, 1973, a petition for special relief in the above entitled proceeding seeking permission to sell gas from a well in Nueces County, Texas Railroad District No. 4 to Tennessee Gas Pipeline Company (Tennessee) at a rate of 35¢ per Mcf in accordance with a new contract dated May 1, 1973. The Subject lease is dedicated under Champlin's FPC Gas Rate Schedule No. 5 and the current rate for sales thereunder is 15.05¢ per Mcf.¹

Champlin's petition was noticed on November 6, 1973, and published in the FEDERAL REGISTER on November 13, 1973, 38 FR 31340. A notice of intervention was filed by the Public Service Commission for the State of New York and petitions to intervene were filed by Tennessee and the Associated Gas Distributors (AGD).

The Commission finds:

(1) It is necessary and in the public interest that the above-docketed proceeding be set for a formal hearing.

(2) It is desirable and in the public interest to allow Tennessee and AGD to intervene in this proceeding.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4, 5, 7, 14, 15 and 16 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR, Chapter I) a public hearing on the issues presented by the petition herein shall be held commencing February 19, 1974, at 10 a.m. (e.d.t.) in a hearing room of the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426.

(B) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5 (d)), shall preside at the hearing in this proceeding pursuant to the Commission's rules of practice and procedure.

¹ The primary term of the original contract expires on January 1, 1974, and Champlin under the vintage concepts in Opinion No. 639 would be entitled to file for a rate of 25¢ per Mcf, the new gas ceiling under Opinion No. 595, for gas sold from the subject well.

(C) Champlin and any intervenors supporting the petition shall file their direct testimony and evidence on or before January 25, 1974. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, the Commission Staff, and all other parties to this proceeding.

(D) The Commission Staff and any intervenors opposing the petition shall file their direct testimony and evidence on or before February 8, 1974. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, and all other parties to this proceeding.

(E) All rebuttal testimony and evidence by Champlin and any intervenors supporting the petition shall be served on or before February 15, 1974. All parties submitting rebuttal testimony and evidence shall serve such testimony and evidence upon the Presiding Administrative Law Judge, the Commission Staff, and all other parties to this proceeding.

(F) Tennessee and AGD are permitted to intervene in this proceeding subject to the rules and regulations of the Commission; *Provided, however*, That the participation of such intervenors shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene; *And provided, further*, That the admission of such interests shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in this proceeding.

By the Commission.²

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc. 74-1561 Filed 1-17-74; 8:45 am]

[Docket No. CP74-66]

COLUMBIA GAS TRANSMISSION CORP.

Amendment to Application

JANUARY 10, 1974.

Take notice that on December 10, 1973, Columbia Gas Transmission Corporation (Applicant), 1700 MacCorkle Avenue, SE., Charleston, West Virginia 25314, filed in Docket No. CP74-66 an amendment to its application pending in said docket pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain pipeline and compression facilities by deleting from its request therein authorization to construct and operate the 950 horsepower Hanover Compression Station in McDowell County, West Virginia, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

Applicant states that it proposed to construct and operate the additional 950 horsepower compression Station in order to increase the delivery of locally produced and purchased volumes of natural

² Statement of Commissioner Moody filed as part of the original document.

gas from its McDowell County, West Virginia, production operations. On October 23, 1973, Cabot Corporation (Cabot) filed a petition to intervene in the instant docket alleging potential loss of gas supply and duplication of services and facilities and requesting a hearing as to whether duplicative facilities are required by the public convenience and necessity.

Applicant states that it has been advised that Cabot's interest is solely related to the heretofore described compression project (described as Project No. 15 in original application). Applicant states that it does not intend to interfere with Cabot's operations nor desires to construct or operate any facilities which may be duplicative in function or result in the idling of capacity of existing facilities. Applicant states further that it has entered into discussions with Cabot to determine capacity of their respective gathering systems and to ascertain if such facilities can be jointly utilized or operated to their mutual benefit. Applicant, therefore, amends its original application filed in the instant docket by deleting therefrom its request for authorization to construct and operate a 950 horsepower compressor station in McDowell County.

Any person desiring to be heard or to make any protest with reference to said amendment should on or before January 30, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Persons who have heretofore filed petitions to intervene need not file again.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 74-1556 Filed 1-17-74; 8:45 am]

[Docket No. CP74-168]

CONSOLIDATED GAS SUPPLY CORP. AND UNITED GAS PIPE LINE CO.

Notice of Application

JANUARY 10, 1974.

Take notice that on December 11, 1973, Consolidated Gas Supply Corporation (Consolidated), 445 West Main Street, Clarksburg, West Virginia 26301, and United Gas Pipe Line Company (United), 1500 Southwest Tower, Houston, Texas 77002, filed in Docket No. CP74-168 an application pursuant to sections 7(b) and 7(c) of the Natural Gas Act for permission and approval for United to abandon by sale to Consolidated an undivided

fractional interest in certain gas transmission facilities and a certificate of public convenience and necessity authorizing Consolidated to acquire and operate said interest, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicants seek authorization for United to abandon by sale to Consolidated at 60.8 per cent interest in 3.4 miles of 6-inch transmission pipeline which has been constructed by United from the "A" Platform in Block 186, Ship Shoal Area, offshore Louisiana to a point on Transcontinental Gas Pipe Line Corporation's (Transco) 26-inch pipeline in Block 185 of the Ship Shoal Area. The application states that said pipeline was constructed by United pursuant to authorization granted by Commission order issued February 22, 1973, in Docket No. CP73-103 (49 FPC —).

Consolidated proposes an interest in the pipeline so that it may transport approximately 6,080 Mcf of gas for delivery to Transco, which will, in turn, transport Consolidated's gas to Leidy, Pennsylvania, pursuant to authorization issued in Docket No. CP72-244 and requested authorization in Transco's pending application in Docket No. CP73-312.

Consolidated estimates that as of July 1, 1973, it owns proven reserves of 5,341,000 Mcf in the Block 186 Field Ship Shoal and states that it is projecting gas supply deficiencies for 1974 and subsequent years. Accordingly, Consolidated proposes to acquire an interest in the pipeline to transport gas from the Block 186 field. United states that the subject pipeline facilities were designed with a capacity sufficient to transport all volumes of natural gas estimated to be produced from the field, and that its operations will not be affected by the proposed acquisition by Consolidated.

Consolidated states that its estimated share of the capital costs of the subject pipeline facilities is \$304,766, which will be financed by Consolidated from funds on hand and from funds to be obtained from Consolidated's parent corporation, Consolidated Natural Gas Company.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 30, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and

15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 74-1550 Filed 1-17-74; 8:45 am]

[Docket No. E-8566]

DUKE POWER CO.

Filing of Supplement to Rate Schedule

JANUARY 10, 1974.

Take notice that on December 26, 1973, Duke Power Company (Company) tendered for filing a supplement to the Company's Electric Power Contract with Laurens Electric Cooperative, Inc. This contract is on file with the Commission and has been designated Duke Power Company Rate Schedule FPC No. 144. The date on which this supplement is proposed to become effective is December 20, 1973. Submitted with the filing were: Exhibit A-5, Delivery Point No. 19, designated Document No. 1; Exhibit A-1, Delivery Point No. 22, designated Document No. 2; and Exhibit A-1, Delivery Point No. 23, designated Document No. 3. These three exhibits reflect the South Eastern Power Authority (SEPA) re-allocation to Delivery Point No. 19, and SEPA allocation to Delivery Points No. 22 and 23.

The Company asserts that requisite agreement has been obtained, as evidenced by the signatures of both parties to each of the documents. The Company further asserts that copies of the three Exhibits were mailed to Laurens Electric Cooperative, Inc.

The Company has requested waiver of the notice requirement and has indicated that notice could not be given due to the allocation by the SEPA being made to be effective on December 20, 1973.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 24, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must

file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1553 Filed 1-17-74;8:45 am]

[Docket No. CI74-345]

HUGHES, JAMES E.

Notice of Application

JANUARY 10, 1974.

Take notice that on December 10, 1973, James E. Hughes (Applicant), P.O. Box 388, Waskom, Texas 75692, filed in Docket No. CI74-345 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to United Gas Pipe Line Company from the Greenwood-Waskom Field, Caddo Parish, Louisiana, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that he commenced the sale of natural gas on November 7, 1973, within the contemplation of § 157.29 of the regulations under the Natural Gas Act (18 CFR 157.29) and proposes to continue said sale for one year from the end of the emergency period within the contemplation of § 2.70 of the Commission's General Policy and Interpretations (18 CFR 2.70). Applicant proposes to sell approximately 30,000 Mcf of gas per month at 45.0 cents per Mcf at 15.025 p.s.i.a.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 30, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice, that pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1551 Filed 1-17-74;8:45 am]

[Docket No. E-8578]

PUBLIC SERVICE COMPANY OF
OKLAHOMA

Rate Schedule Cancellation

JANUARY 10, 1974.

Take notice that Public Service Company of Oklahoma (Company) has filed, on January 2, 1974, a notice of cancellation of Supplement No. 9 to Rate Schedule FPC No. 180. Company states that the Supplement will expire on its own terms on February 28, 1974, and asserts that the Supplement should be considered cancelled as of that date.

Company further states that notice of the proposed cancellation has been served upon Associated Electric Cooperative, Inc.

Any person desiring to be heard or to protest this filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 24, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1558 Filed 1-17-74;8:45 am]

[Docket Nos. E-7739, E-7737]

ROCKLAND ELECTRIC CO. AND ORANGE
AND ROCKLAND UTILITIES, INC.

Compliance Filing

JANUARY 10, 1974.

Take notice that Rockland Electric Company (Rockland) and Orange and Rockland Utilities, Inc., (Orange) on October 30, 1973, tendered for filing additional rate schedules. Rockland's filing is pursuant to a Commission Order issued September 28, 1973, and Orange's filing is pursuant to a Commission Order issued September 28, 1973, in the above referenced dockets. Each filing reflects the terms and agreements reached by settlement and submitted to the Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the

Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 25, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Persons presently parties to this proceeding need not file petitions to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1559 Filed 1-17-74;8:45 am]

[Docket No. E-8564]

VERMONT ELECTRIC POWER CO.

Filing of Rate Schedules

JANUARY 10, 1974.

Take notice that on December 26, 1973, Vermont Electric Power Company, Inc. (VELCO) filed an application pursuant to section 205 of the Federal Power Act and Part 35 of the regulations issued thereunder.

VELCO submits for filing copies of: a Bulk Power Purchase Agreement between VELCO and Central Vermont Public Service Corporation; and a Bulk Power Purchase Agreement between VELCO and Green Mountain Power Corporation. Both contracts are dated May 1, 1973. VELCO states that copies of the proposed rate schedules contained in these contracts have been sent to Central Vermont Public Service Corporation, Green Mountain Power Corporation, Public Service Board (State of Vermont), Hartford Electric Light Company, Northeast Utilities, and Public Service Company of New Hampshire. VELCO asserts that appropriate releases from those Vermont systems entitled to the power being sold under the contracts submitted for filing have been obtained. In addition, VELCO asserts that sales under these contracts are being made at VELCO's cost and that such sales will not change VELCO's rate of return.

VELCO submits that good cause exists for waiver of notice requirements and requests such waiver; and further, VELCO requests that an effective date of June 30, 1973, be recognized for the proposed rate schedules and contracts.

Any person desiring to be heard or to make any protest with reference to this application should, on or before January 24, 1974, file with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). Persons wishing to become parties to a proceeding or to participate as a party in a hearing related thereto must file petitions to intervene in accordance with 18 CFR 1.8 and 1.10. All protests filed with the Commission will be considered by it in determining the appropriate action to be taken, but will

not serve to make the protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1552 Filed 1-17-74; 8:45 am]

[Docket No. E-8567]

ALLEGHENY POWER SERVICE CORP.

Filing of Amendment to Power Agreement

JANUARY 10, 1974.

Take notice that on December 26, 1973, the Allegheny Power Service Corporation (Allegheny) tendered for filing proposed Amendment No. 2 to the Operating Agreement between Monongahela Power Company (designated FPC No. 32), The Potomac Edison Company (designated FPC No. 33), West Penn Power Company (designated FPC No. 31), and Virginia Electric and Power Company (designated FPC No. 99). The requested effective dates of this amendment are: December 15, 1973, in regard to Schedule C and Schedule D of the Operating Agreement, and January 1, 1974, in regard to the new Schedule F proposed by the amendment. Allegheny requests waiver of any requirements not already complied with under § 35.13 of FPC rules and regulations, and requests Commission approval necessary under § 2.90a of Commission Rules and General Policy and Interpretation.

Allegheny states that the Amendment will increase the demand charges for both Short-term Power and Energy and Limited-term Power and Energy and asserts that such increases are necessary because existing demand charges are inadequate to provide adequate compensation (adequate compensation being necessary because the power supplied under these charges is provided only if the supplier is willing to do so). Allegheny further states that the proposed new schedule will provide for transfer of fuel "by wire" to other parties to the agreement needing such fuel and to interconnected third parties at a specified capacity charge.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rule of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 25, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1555 Filed 1-17-74; 8:45 am]

[Docket No. E-8557]

CITY OF PERU, ILLINOIS, ET AL.

Notice of Petition for Temporary Emergency Interconnection

JANUARY 9, 1974.

Take notice that on December 18, 1973, the municipal utilities of Peru, Breese, Carlyle, Highland, Mascoutah, Princeton and Sullivan, Illinois, (Petitioners) filed a petition with the Federal Power Commission, pursuant to section 202(c) of the Federal Power Act, for an order granting temporary emergency interconnections and exchanges of electric power with Illinois Power Company and Central Illinois Public Service Company. The petition states that "due to the uncertainties of available fuel" and because of "the hazards of continued isolated operation of their generating plants" emergency conditions exist which are sufficient to require Commission action under section 202(c).

Petitioners are currently involved in a proceeding before the Commission, pursuant to section 202(b), in which they seek permanent interconnections with the same companies. The Petitioners state in their petition, however, that they understand that the resolution of the instant proceeding under section 202(c) cannot influence or prejudice the pending section 202(b) proceeding (FPC Docket No. E-7514) and also that they understand the risk that they would be accepting if authorized to proceed with building temporary emergency interconnections by the Commission. See: section 202(c) and section 202(d).

Any person desiring to be heard or to make any protest with reference to said application should on or before January 14, 1974, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests to intervene in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1524 Filed 1-17-74; 8:45 am]

[Docket No. RP72-6]

EL PASO NATURAL GAS CO.

Petition for Extraordinary Relief

JANUARY 9, 1974.

Take notice that on January 4, 1974, the Community Public Service Company (Community) of Fort Worth, Texas, filed a petition for extraordinary relief from the impact of the interim curtailment plan in effect on the Southern Division system of El Paso Natural Gas Company (El Paso) in Docket No. RP72-6.

Petitioner, who presently operates an electric generating plant at Lordsburg, New Mexico, requests exemption from the above referenced curtailment plan for their Lordsburg facilities. Community states that at the present time it is in the process of installing alternate fuel capability on two generating units at Lordsburg but that one unit is not scheduled for conversion until March of 1974 and, therefore, is not capable of oil firing and that the second unit is also not completed but Community is attempting to use oil for a portion of this unit's fuel.

On January 3, 1974, Community received notice of curtailments of its gas supply. Community alleges that because of the short notice of the curtailments it could not notify its customers to curtail use of electricity without property damage and danger to personnel involved. Community further alleges that 60 percent of its service is to residential and commercial customers and can't be curtailed.

Community finally states that it needs 389 Mcf of gas per hour to prevent damage to property and hazards to health until El Paso's priority three gas is restored or until Community is able to procure power from other sources.

It appears reasonable and consistent with the public interest in this proceeding to prescribe a period shorter than 15 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to protest said application, should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 or 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10) on or before January 18, 1974. Petitions for intervention previously filed in this proceeding will operate to make those parties intervenors or protestants with respect to the instant filing. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Therefore, any person wishing to become a party must file a petition to intervene in accordance with the Commission's rules. This filing which was made with the Commission is available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1525 Filed 1-17-74; 8:45 am]

[Dockets Nos. E-8394, E-8439]

METROPOLITAN EDISON CO.

Revisions to Proposed Contract

JANUARY 8, 1974.

Take notice that on December 21, 1973, Metropolitan Edison Company (Met Ed) tendered for filing revisions to its proposed contract with Allegheny Electric Cooperative, Inc. (Allegheny), that is before the Commission in Docket No. E-8394. The revisions consist of a fuel adjustment clause, Exhibit B-1 (revised December 12, 1973) and a rate for supplemental service, Exhibit B (revised December 12, 1973), to the contract.

Met Ed asks within its filing that Exhibits B and B-1 be permitted to become effective November 10, 1973, and asks to withdraw those exhibits as filed on December 10, 1973 in the proceeding. To allow such an effective date, Met Ed requests waiver of the 30-day notice requirement of Section 205 of the Federal Power Act and § 35.3(a) of the Commission's regulations. Met Ed also requests permission under § 35.17(b) of the Commission's Regulations to make the subject filing relating to a suspended rate schedule.

Met Ed further requests waiver of the requirements for filing such data and testimony contained in § 35.13(b) (4) (i) and 35.13(b) (5) (i) of the Commission's regulations since cost of service data and testimony was placed before the Commission in earlier filings in this proceeding.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 16, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1526 Filed 1-17-74; 8:45 am]

[Docket No. RI74-32]

CHAMPLIN PETROLEUM CO.

Order Setting Date for Hearing and Granting Intervention

JANUARY 10, 1974.

Champlin Petroleum Company (Champlin) filed on August 27, 1973, a petition for special relief in the above entitled proceeding seeking permission to sell gas from a well in Nueces County, Texas Railroad District No. 4 to Tennessee Gas Pipeline Company (Tennessee) at a rate of 35¢ per Mcf in accordance with a new contract dated May 1, 1973. The Subject lease is dedicated under Champlin's FPC Gas Rate Schedule No. 5 and the current rate for sales thereunder is 15.056¢ per Mcf.¹

Champlin's petition was noticed on November 6, 1973, and published in the FEDERAL REGISTER on November 13, 1973, 38 FR 31340. A notice of intervention was filed by the Public Service Commis-

sion for the State of New York and petitions to intervene were filed by Tennessee and the Associated Gas Distributors (AGD).

The Commission finds:

(1) It is necessary and in the public interest that the above-docketed proceeding be set for a formal hearing.

(2) It is desirable and in the public interest to allow Tennessee and AGD to intervene in this proceeding.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4, 5, 7, 14, 15 and 16 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR, Chapter I) a public hearing on the issues presented by the petition herein shall be held commencing February 19, 1974, at 10 a.m. (edt) in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426.

(B) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding pursuant to the Commission's rules of practice and procedure.

(C) Champlin and any intervenors supporting the petition shall file their direct testimony and evidence on or before January 25, 1974. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, the Commission Staff, and all other parties to this proceeding.

(D) The Commission Staff and any intervenors opposing the petition shall file their direct testimony and evidence on or before February 8, 1974. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, and all other parties to this proceeding.

(E) All rebuttal testimony and evidence by Champlin and any intervenors supporting the petition shall be served on or before February 15, 1974. All parties submitting rebuttal testimony and evidence shall serve such testimony and evidence upon the Presiding Administrative Law Judge, the Commission Staff, and all other parties to this proceeding.

(F) Tennessee and AGD are permitted to intervene in this proceeding subject to the rules and regulations of the Commission: *Provided, however*, That the participation of such intervenors shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene: *And provided, further*, That the admission of such interests shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in this proceeding.

By the Commission.

[SEAL]

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1528 Filed 1-17-74; 8:45 am]

¹ The primary term of the original contract expires on January 1, 1974, and Champlin under the vesting concepts in Opinion No. 639 would be entitled to file for a rate of 25¢ per Mcf, the new gas ceiling under Opinion No. 595, for gas sold from the subject well.

² Commissioner Moody, concurring, filed a separate statement which is filed as part of the original document.

[Docket No. E-8581]

WASHINGTON WATER POWER CO.

Notice of Proposed Change in Rates

JANUARY 17, 1974.

Take notice that the Washington Water Power Company of Spokane, Washington (Water Power), on January 3, 1974, tendered for filing a change in rates applicable to electric service rendered to its wholesale customers whose contracts have expired or will expire prior to the effective date of the change in rates. The change in rates is proposed to become effective as of February 4, 1974.

Water Power states that the proposed rate change is submitted for the purpose of compensating Water Power for increases in its cost of capital, labor, materials and supplies and taxes and, in further support, that its current wholesale contract rates are deficient by some \$203,000 annually based on sales volumes set forth in the statements accompanying its notice of change in rates.

Copies of the filing have been served upon the four Water Power wholesale customers affected by the filing.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 28, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Water Power's proposed tariff and rate filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.74-1749 Filed 1-17-74; 8:45 am]

FEDERAL RESERVE SYSTEM

BARNETT BANKS OF FLORIDA, INC.

Acquisition of Bank

Barnett Banks of Florida, Inc., Jacksonville, Florida, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 90 percent or more of the voting shares of Barnett Bank of Lake Placid, Lake Placid, Florida, a proposed new bank. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit his views in writing to the Reserve Bank, to be received not later than February 6, 1974.

Board of Governors of the Federal Reserve System, January 10, 1974.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.
[FR Doc.74-1504 Filed 1-17-74; 8:45 am]

CENTRAN BANCSHARES CORP.

Proposed Acquisition of Ben Gordon Finance Co., Inc.

Centran Bancshares Corporation, Cleveland, Ohio, has applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to acquire voting shares of Ben Gordon Finance Company, Inc., Houston, Texas. Notice of the application was published on November 3, 1973, in *The Houston Chronicle*, a newspaper circulated in and around Houston, Texas.

Applicant states that the proposed subsidiary would engage in the activities of making direct loans to consumers; selling to those consumer borrowers, credit life and credit accident and health insurance, and fire and extended coverage insurance on furniture and household goods serving as collateral for its extensions of credit; and underwriting the credit life and credit accident and health insurance so sold. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bankholding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b). The consumer lending and insurance sales activities are conducted through subsidiaries operating under variations of the name "Ben Gordon Finance Company, Inc.", a total of nine offices, respectively located in Houston, Lake Jackson, Baytown, Pasadena, Bellair, or Alvin, Texas. The credit insurance underwriting activity is conducted by a subsidiary, Investors Income Insurance Company, with its sole office in Dallas, Texas.

Interested persons may express their views on the question whether consummation of the proposal can reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Cleveland.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than February 2, 1974.

Board of Governors of the Federal Reserve System, January 4, 1974.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.
[FR Doc.74-1496 Filed 1-17-74; 8:45 am]

CURRY BAN CORP.

Proposed Retention of Massena Insurance Agency

Curry Ban Corporation, Massena, Iowa, has applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to retain direct ownership of Massena Insurance Agency, Massena, Iowa. Notice of the application was published on December 15, 1973 in *Atlantic News-Telegraph*, a newspaper circulated in Atlantic, Iowa.

Applicant states that Applicant would continue to engage in the activities of a general insurance agency in a town of less than 5,000 population. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Chicago.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than February 6, 1974.

Board of Governors of the Federal Reserve System, January 10, 1974.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.
[FR Doc.74-1500 Filed 1-17-74; 8:45 am]

CURRY BAN CORP.

Formation of Banking Holding Company

Curry Ban Corporation, Massena, Iowa, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 80 per cent or more of the voting shares of Farmers Savings Bank, Massena, Iowa. The fac-

tors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Chicago. Any person wishing to comment on the application should submit his views in writing to the Reserve Bank, to be received not later than February 6, 1974.

Board of Governors of the Federal Reserve System, January 10, 1974.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.
[FR Doc.74-1502 Filed 1-17-74; 8:45 am]

FIRST BANCORP, INC.

Order Approving Acquisition of Bank

First Bancorp, Inc., Corsicana, Texas, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire 69.44 per cent of the voting shares of South Central Bank, Hutchins, Texas.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and none have been timely received. The Federal Reserve Bank of Dallas, acting pursuant to delegated authority for the Board, has considered the application with regard to the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant controls four subsidiary banks with deposits of \$73.3 million, representing .21 percent of total deposits in commercial banks in the State of Texas. In addition, Applicant owns between 5 and 25 percent of two banks with deposits of \$4.3 million, representing some .01 percent of statewide deposits. Approval of the proposed transaction would not produce a significant increase in the concentration of banking resources in Texas.

Bank is located in Hutchins, Texas, within the Dallas banking market approximated by the Dallas RMA. Bank has deposits of \$1.7 million or .02 percent of market deposits and a minimal share of statewide deposits. Approval of the proposed transaction would have no adverse effect on competition. Applicant is not presently operating in the Dallas market, and its closest present subsidiary open for business is located 24 miles from Bank. Applicant's proposed subsidiary bank, which is to be located within the Dallas market but is not yet open for business, is situated some 26 miles from Bank. The distances involved, Texas' restrictive branching laws, and the number of intervening banks foreclose the possibility of any existing competition between Bank and applicant's present subsidiaries and make the development

¹ All deposit figures are as of December 31, 1972, and bank holding company statistics reflect acquisition and formations approved by the Board of Governors to the date of December 20, 1973.

of such competition very unlikely. Although the market is attractive for de novo entry, the proposed transaction merely represents a foothold entry into the market by means of the acquisition of one of the smallest banks in the market located far from the downtown Dallas area. Also, there remains a large number of potential entry points in the market.

The financial and management resources and future prospects of Applicant, its subsidiary banks, and Bank are regarded as satisfactory and consistent with approval. Considerations related to the convenience and needs of the community to be served are consistent with approval. It is the judgment of the Federal Reserve Bank of Dallas that the balance of the statutory factors favors approval and that the transaction is in the public interest.

On the basis of the record as summarized above, the Federal Reserve Bank of Dallas approves the application, provided that the transaction shall not be consummated (a) before the thirtieth calendar day following the date of this Order or (b) later than three months after the date of this Order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Dallas pursuant to delegated authority.

By order of the Federal Reserve Bank of Dallas, acting pursuant to delegated authority for the Board of Governors of the Federal Reserve System, effective January 8, 1974.

[SEAL] ROBERT H. BOYKIN,
Secretary.

[FR Doc.74-1498 Filed 1-17-74;8:45 am]

FIRST NATIONAL FINANCIAL CORP.

Acquisition of Bank

First National Financial Corporation, Kalamazoo, Michigan, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to The First National Bank of Sault Ste. Marie, Sault Ste. Marie, Michigan. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Chicago. Any person wishing to comment on the application should submit his views in writing to the Reserve Bank, to be received not later than January 30, 1974.

Board of Governors of the Federal Reserve System, January 9, 1974.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.

[FR Doc.74-1503 Filed 1-17-74;8:45 am]

FIRST AT ORLANDO CORP.

Acquisition of Bank

First at Orlando Corporation, Orlando, Florida, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 90 percent or more of the voting shares of Florida State Bank of Tallahassee, Tallahassee, Florida. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than February 5, 1974.

Board of Governors of the Federal Reserve System, January 10, 1974.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.

[FR Doc.74-1501 Filed 1-17-74;8:45 am]

INVESTORS EQUITY, INC.

Order Granting Determination Under Bank Holding Company Act

Investors Equity, Inc. ("Investors"), Des Moines, Iowa, registered as a bank holding company within the meaning of the Bank Holding Company Act, has requested a Board determination under section 2(g)(3) of the Act (12 U.S.C. 1841(g)(3)) that Investors is not in fact capable of controlling Richard A. Fait, F. M. Rosemore, and C. L. Anderson, all of South Dakota (hereinafter referred to as "the three individuals"), who have incurred an indebtedness to Investors in connection with Investors' sale to them in March 1972, of 9,900 shares of Bankers Equity Corporation ("Bankers"), Des Moines, Iowa, a bank holding company within the meaning of the Act that controls Palo Savings Bank, Palo, Iowa.

Under the provisions of section 2(g)(3) of the Act, shares transferred after January 1, 1966, by any bank holding company (or by any company which, but for such transfer, would be a bank holding company) directly or indirectly to any transferee that is indebted to the transferor, or has one or more officers, directors, trustees, or beneficiaries in common with or subject to control by the transferor, shall be deemed to be indirectly owned or controlled by the transferor unless the Board of Governors of the Federal Reserve System, after opportunity for hearing, determines that the transferor is not in fact capable of controlling the transferee.

Notice of receipt of this request, affording an opportunity for interested persons to make written submissions or to file a request for hearing, was published in the FEDERAL REGISTER on August 22, 1972 (37 FR 16891). The time for making submissions and filings has expired, and none have been received; nor has any evidence been received to show that Investors is in fact capable of controlling any of the three individuals.

It is hereby determined that Investors is not in fact capable of controlling any of the three individuals. This determination is based on the documentary evidence of record in this proceeding, including Investors' statement that it had no business dealings with any of the three individuals prior to the March 1, 1972, sale of shares of Bankers'; a statement by officers of Investors, individually and in their corporate capacity, representing that Investors does not presently control, nor have the ability to control, any of the three individuals except to the limited extent provided in the agreement of sale to protect its security interest in the shares of Bankers pledged as collateral for the indebtedness; the terms of the agreement of sale which give no rights to Investors to control the voting of the shares of Bankers during the 6-year term of the indebtedness nor at any other time (except if Investors reacquires shares upon a default on the indebtedness that is not cured by action of the other individuals); and financial statements of each of the three individuals indicating no reason to believe that any of the individuals will default with respect to his share of the indebtedness.

Accordingly, it is ordered, that Investors' request for a determination pursuant to section 2(g)(3) of the Act be and hereby is granted.

By order of the Board of Governors, acting through its General Counsel, pursuant to delegated authority (12 CFR 265.2(b)(1)) January 11, 1974.

[SEAL] CHESTER B. FELDBERG,
Secretary of the Board.

[FR Doc.74-1497 Filed 1-17-74;8:45 am]

POPULAR BANCSHARES CORP.

Order Approving Acquisition of Bank

Popular Bancshares Corporation, Miami, Florida, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire 97 percent or more of the voting shares of the North American Bank of Tampa, Tampa, Florida ("Bank").

Notice of the application affording opportunity for interested persons to submit comments and views has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and this Federal Reserve Bank has considered the application and all comments received in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant controls two banks in Florida which have deposits of \$53.2 mil-

lion or 0.27 percent of deposits in all banks of the state and is the twenty-ninth largest banking organization in Florida. (All banking data are as of December 31, 1972, unless otherwise stated, and reflect acquisitions and formations approved by the Board through November 1, 1973.) Acquisition of Bank, having deposits of \$2.9 million (as of June 30, 1973) would not significantly increase Applicant's share of bank deposits and would not change Applicant's rank in size. No undue concentration of banking resources in Florida would result.

Applicant is seeking to make its initial entry into the Tampa banking market which encompasses Hillsborough County and the Land O'Lakes community in Pasco County. Thirty-four banks in this market hold \$1,447.7 million in deposits. Applicant, in acquiring Bank with deposits representing 0.2 percent of the market, will not be gaining a dominant position.

Applicant's closest subsidiary bank is in Dade County, 250 miles from Bank. No competition currently exists between Applicant's present subsidiary banking offices and Bank, and it is not likely that significant future competition would develop between them due to the distances involved and Florida's restrictive branching laws. The acquisition would have no adverse competitive effects.

The financial and managerial resources and prospects of Applicant, its subsidiaries and Bank are satisfactory in light of Applicant's program to increase capital in one of its subsidiary banks. Applicant proposes to increase Bank's emphasis on real estate and commercial loans. Applicant also proposes to establish a permanent bank structure with drive-in facilities, to expand banking hours, to provide new services such as safe deposit boxes, various types of savings accounts and international banking facilities, and to serve the special community needs of the area's large Latin ethnic population. Considerations relating to the convenience and needs of the community to be served lend weight toward approval of the application. It is this Federal Reserve Bank's judgment that consummation of the proposed transaction would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be consummated (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Atlanta pursuant to delegated authority.

By order of the Board of Governors effective January 8, 1974.

[SEAL] MONROE KIMBREL,
President.

[FR Doc.74-1499 Filed 1-17-74; 8:45 am]

PRAIRIE HOME, INC.

Proposed Retention of L.A. Westland Agency

Prairie Home, Inc., Lincoln, Nebraska, has applied, pursuant to section 4(c) (8) of the Bank Holding Company Act (12 U.S.C. 1843(c) (8)) and § 225.4(b) (2) of the Board's Regulation Y, for permission to retain the assets of L. A. Westland Agency, Prairie Home, Nebraska. Notice of the application was published on November 1, 1973 in The News of Waverly, a newspaper circulated in Prairie Home, Nebraska.

Applicant states that the proposed subsidiary would engage in the following activities: sale of hail, fire and casualty, health and accident, automobile, life and credit life insurance. Such activities will be conducted from one office in Prairie Home, Nebraska, a town of less than 5,000 population. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than February 2, 1974.

Board of Governors of the Federal Reserve System, January 4, 1974.

[SEAL] THEODORE E. ALLISON,
Assistant Secretary of the Board.

[FR Doc.74-1495 Filed 1-17-74; 8:45 am]

GENERAL SERVICES ADMINISTRATION

Office of the Administrator

SPECIAL STUDY COMMITTEE ON THE SELECTION OF ARCHITECTS AND ENGINEERS

Notice of Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Special Study Committee on the Selection of

Architects and Engineers, January 28, 1974, at 10 a.m. in Room 2126, General Services Building, 18th and F Sts., NW., Washington, DC. The purpose of the meeting is to review work done by the staff since the previous meeting, to approve a work plan, and to discuss other matters brought up by members of the Study Committee.

The meeting will be open to the public. Interested persons wishing to attend the meeting should telephone 202-343-6306 by close of business Friday, January 25, 1974.

Dated: January 16, 1974.

ALLAN G. KAUPINEN,
Assistant Administrator.

[FR Doc.74-1725 Filed 1-17-74; 10:25 am]

SECURITIES AND EXCHANGE COMMISSION

[812-3572]

EDPR SHAREHOLDERS' RETENTION TRUST

Notice of Filing of Application

JANUARY 15, 1974.

Notice is hereby given that EDPR Shareholders' Retention Trust (hereinafter called "Applicants" or "Trust") % Beekman & Bogue, Five Hanover Square, New York, New York 10004, has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order of the Commission exempting Applicant from all provisions of the Act other than sections 8(a), 17 and 36 thereof. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

On December 5, 1973, Greyhound Computer Corporation ("Greyhound") announced its intention to solicit the shareholders of EDP Resources ("EDPR") to tender their interest in EDPR securities, including its Common Stock, its 8 percent Subordinated Debentures, and two classes of its Warrants, but excluding its "Secured Equipment Notes" and its secured debt payable to banks. Greyhound also has the option to purchase other senior subordinated indebtedness of EDPR at a discount. The tender offers are conditioned, among other things, on (1) the receipt of an order from the Commission exempting the Trust from certain provisions of the Act; (2) The tender of at least 80 percent of the outstanding principal amount of Debentures; and (3) The tender of at least 90 percent of the outstanding Common Stock. The latter two of these three conditions can be waived by Greyhound; the first cannot. Both Greyhound and EDPR are in the business of leasing electronic data processing equipment.

Among EDPR's assets are 1,130,000 shares or approximately 43 percent of the equity interest in Tele-Resources, Inc. ("T/R") and 277,000 shares or approximately 12 percent of the equity interest

in Iomec, Inc. ("Iomec"), neither of which are publicly traded. Greyhound is not interested in retaining these securities, and the management of EDPR is anxious to preserve for the shareholders of EDPR the opportunity to participate in the potential of T/R and Iomec. Accordingly, EDPR and Greyhound have agreed that Greyhound will pay EDPR \$50,000 for an option (the "Option") on these shares, which option will be held for the benefit of the present stockholders of EDPR. The option will be issued to Greyhound immediately after the consummation of the several tender offers and subsequent change in the composition of the Board of Directors of EDPR and will then be delivered to a trust, EDPR Shareholders' Retention Trust ("Applicant" or "Trust") organized to hold such shares for the benefit of persons who are EDPR shareholders of record immediately prior to the consummation of the tender offers. The Option will have a three year term and an exercise price initially of \$616,625, increasing \$1,025 a month thereafter to a maximum of \$652,500. The Trust will terminate in the event the Option is not exercised by the end of the three year period.¹

The trustees of the Trust, who initially will be three of the present directors of EDPR, none of whom are expected to continue as directors, have the power to borrow money to exercise the Option since, apart from the Option itself, the Trust has only token assets contributed to it by the trustees. If the Option is exercised, the trustees may either (1) sell the shares and distribute the proceeds of the sale; (2) distribute the shares themselves; or (3) hold such shares until sale or distribution becomes permissible or practical. They may also reinvest certain cash proceeds in short-term Government securities, prime corporate commercial paper, and certificates of deposit. The Option is exercisable in whole, not in part. Voting and other stockholder rights relating to the Iomec and T/R shares will be vested in the Trust during the term of the Option.

Applicant alleges in support of its request that (1) its initial capital will be nominal; (2) its sole substantial asset for an indeterminate period will be the Option; (3) the principal if not sole investment decision by the trustees during the term of the Option will be whether, how and at what time the Option should be exercised; and (4) once the Option is exercised, the trustees' decision powers are limited principally to determine whether, when and how the Iomec and T/R shares should be sold or distributed, with only narrow reinvestment powers. Applicant also alleges that many of the provisions of the Act would bar the es-

tablishment of the Trust and preclude the preservation of any interest in the Iomec and T/R shares for the benefit of the shareholders of EDPR. For example, Applicant states that the preparation and filing of a registration statement under section 8(b) of the Act and of periodic reports pursuant to section 30 of the Act would entail time, effort, and expenditure of non-existent funds to place on record documents which provide little, if any, additional and vital information. Applicant also states that the annual election of trustees, pursuant to section 16(a) of the Act, by means of a proxy solicitation complying with section 20(a) of the Act, would similarly entail time and expense to elect or reelect trustees whose investment decisions are severely circumscribed. Applicant further states that registration under section 8(a) of the Act and non-exemption from sections 17 and 36 of the Act will insure that the provisions of the Act prohibiting self-dealing without Commission scrutiny and breach of fiduciary duty will nevertheless apply.

As a condition to the granting of the order, Applicant has agreed that once the Option is either exercised or sold, Applicant must within 30 days thereafter either complete its registration and comply fully with all of the provisions of the Act or file an amendment to this application requesting continued or modified relief from the provisions of the Act and that, until such registration and compliance has been completed or such order has been continued or modified, Applicant will not distribute, sell or otherwise dispose of any of its assets except to invest or reinvest such assets in Government securities as defined in section 2(a)(16) of the Act.

Applicant further agrees that the order may be conditioned on the requirement that the trustees promptly transmit to holders of beneficial interests in the Trust notification of the exercise, abandonment, material amendment or other disposition of the Option and all material facts pertinent thereto, including disclosure of the source of the funds used to pay the exercise price.

Applicant has requested that the period to be specified by this notice during which any requests for a hearing should be submitted be determined so that an order may issue by January 31, 1974 on the basis that a delay beyond that date might deprive public shareholders of EDPR of the alleged benefits of Greyhound's tender offer as well as the potential benefits of participation in the Trust. In support of this, Applicant states that Greyhound's tender offers are conditioned on a receipt of the requested order by January 31, 1974 and Greyhound has indicated that it is currently unwilling to consummate the tender offers after that date because

(a) Greyhound's right to purchase the unsecured debt of EDPR expires on January 31, and Greyhound will not purchase any of the securities of EDPR unless it simultaneously purchases all or a very substantial portion of each class of

EDPR's securities other than its secured debt;

(b) after January 31, 1974, EDPR will no longer comply with a net worth maintenance requirement imposed under the terms of certain of its unsecured debt unless EDPR can successfully negotiate an appropriate revision to such terms; and

(c) Greyhound will lose certain operating and business advantages, including the utilization of EDPR's current tax loss which is estimated at several hundred thousand dollars, if the tender offers are not consummated on or prior to January 31, 1974.

Section 6(c) of the Act provides, in pertinent part, that the Commission by order upon application, may conditionally or unconditionally exempt any person from any provision or provisions of the Act if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Section 8(a) of the Act provides, in pertinent part, that an investment company may register for the purposes of the Act by filing a notification of registration with the Commission and that, upon the receipt by the Commission of such notification or registration, the investment company shall be deemed to be registered. Section 17 of the Act, among other things, prohibits affiliated persons or promoters of or principal underwriters for registered investment companies or affiliated persons of such persons, promoters or principal underwriters from engaging in certain transactions with each other, such registered companies, or companies controlled by such registered companies unless exempted by an order of the Commission or in conformity with the Rules enacted under that section. Section 36 of the Act, among other things, permits the Commission to bring action against individuals serving particular capacities with an investment company who have engaged or are about to engage in any act or practice constituting a breach of fiduciary duty involving personal misconduct in respect of any registered investment company for which such individual so serves or acts.

Notice is further given, that any interested person may, not later than January 29, 1974, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address stated above. Proof of such service (by affidavit, or in case of an attor-

¹ The beneficial interests of each shareholder in the Applicant will not be evidenced by any instrument nor will it be transferable or subject to other disposition except by transfer by will, by the applicable law of descent and distribution, by operation of law, or by fiduciary or nominee subject to certain conditions.

ney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.74-1536 Filed 1-17-74;8:45 am]

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

ADVISORY COMMITTEE ON CONSTRUCTION SAFETY AND HEALTH

Notice of Meeting

Notice is given that the Advisory Committee on Construction Safety and Health, established under section 107(e) of the Contract Work Hours and Safety Standards Act (40 U.S.C. 333) and section 7(b) of the Williams-Steiger Occupational Safety and Health Act of 1970 (20 U.S.C. 656) will meet on January 24, 1974, starting at 9 a.m. in Rooms 102 A, B, C and D, Main Labor Building, Washington, D.C. The meeting shall be open to the public.

The Committee will consider some SAE reference changes and additions related to brakes, seat-belts and ROPS to Subparts O and W, and discuss employee responsibilities, excavations adjacent to footings, and construction safety policy matters. The 1910/1926 subcommittee will report on its meeting.

Written data, views, or arguments concerning the subjects to be considered may be filed, together with 20 copies thereof, with the committee's Executive Secretary by January 27, 1974. Such submissions may also be filed with the Executive Secretary at the meeting. Any such submissions will be provided to the members of the committee and will be included in the record of the meeting.

Persons wishing to orally address the committee at the meeting should submit a written request to be heard, together with 20 copies thereof, to the Executive Secretary no later than January 21, 1974. The request must contain a short summary of the intended presentation and an estimate of the amount of time that will be needed.

Communications may be mailed to:

Executive Secretary, Standards Advisory Committees, OSHA-OSMC Railway Labor Building—Room 509, U.S. Department of Labor, Washington, D.C. 20210.

Signed at Washington, D.C., this 14th day of January 1974.

JOHN H. STENDER,
Assistant Secretary of Labor.

[FR Doc.74-1566 Filed 1-17-74;8:45 am]

[V-74-10]

FEEDMOBILE INC.

Notice of Application for Variance

I. *Notice of application.* Notice is hereby given that Feedmobile, Incorporated, R.D. #2, Lititz, Pennsylvania 17543 has made application pursuant to section 6(d) of the Williams-Steiger Occupational Safety and Health Act of 1970 (84 Stat. 1596), and 29 CFR 1905.11 for a variance, from the standards prescribed in 29 CFR 1910.243(c)(3) concerning vertical portable grinders.

The address of the place of employment that will be affected by the application is as follows:

Feedmobile, Incorporated
R.D. #2
Lititz, Pennsylvania 17543

The applicant certifies that employees who would be affected by the variance have been notified by posting a copy of the application where notices to employees are normally posted. In addition, it has informed its employees of their right to petition the Assistant Secretary for a hearing.

Regarding the merits of the application, the applicant contends that it is providing a place of employment as safe as the requirements of 29 CFR 1910.243(c)(3) which requires safety guards on portable abrasive grinding wheels.

The applicant states that one-man portable abrasive grinding wheels are used in average daytime working conditions for grinding sharp edges and rough welds on sheet metal and fabricated steel. Certain areas of the work are inaccessible when a safety guard is used on a grinding wheel.

The applicant further states that the administrative procedures described below are used when the wheels are not guarded:

1. The finest quality grinding wheels are used.
2. The grinding wheels are replaced before they show excessive wear.
3. The employees are instructed in the proper use of hand grinders.
4. The grinders are not used near other workmen.
5. The employees wear appropriate full face shields when grinding.
6. The employees are prohibited from wearing loose fitting clothing when grinding.

In conclusion, the applicant states that the safety guard will be used whenever possible, but it contends that by incorporating the above stated administrative controls it is providing a place of employment as safe as that required by 29 CFR 1910.243(c)(3).

A copy of the application will be made available for inspection and copying upon request at the Office of Standards, U.S. Department of Labor, Railway Labor Building, 400 First Street, N.W., Room 508, Washington, D.C. 20210, and at the following Regional and Area Offices:

U.S. Department of Labor
Occupational Safety and Health Administration
Gateway Building, Room 15220

3535 Market Street
Philadelphia, Pennsylvania 19104

U.S. Department of Labor
Occupational Safety and Health Administration
1317 Filbert Street, Suite 1010
Philadelphia, Pennsylvania 19107

All interested persons, including employers and employees, who believe they would be affected by the grant or denial of the application for a variance are invited to submit written data, views, and arguments relating to the pertinent application no later than February 18, 1974. In addition, employers and employees who believe they would be affected by a grant or denial of the variance may request a hearing on the application no later than February 18, 1974, in conformity with the requirements of 29 CFR 1905.15. Submission of written comments and requests for a hearing should be in quadruplicate, and must be addressed to the Office of Standards at the above address.

Signed at Washington, D.C., this 14th day of January 1974.

J. H. STENDER,
Assistant Secretary of Labor.

[FR Doc.74-1567 Filed 1-17-74;8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice 426]

ASSIGNMENT OF HEARINGS

JANUARY 15, 1974.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

- MC-C-8065, Quality Drug Stores, Inc.-V-Eastern Ways, Inc., MC-C-8066, Quality Drug Stores, Inc.-V-Preston Trucking Company Inc., & MC-C-8068, Quality Drug Stores, Inc.-V-Hermann Forwarding Company, Now being assigned hearing March 4, 1974, (1 day), at Harrisburg, Pa., in a hearing room to be later designated. W-1270, Mascony Transport and Ferry Service, Inc., continued to February 20, 1974, at the Offices of the Interstate Commerce Commission, Washington, D.C.
- MC-65600 Sub 7, Warner & Smith Motor Freight, Inc., now being assigned hearing March 5, 1974, (4 days), at Harrisburg, Pa. in a hearing room to be later designated.
- MC 116254 Sub 137, Chem-Haulers, Inc., now being assigned hearing March 4, 1974 (2 days), at Birmingham, Ala., in a hearing room to be later designated.
- MC 126305 Sub 55, Boyd Brothers Transportation Co., Inc., now being assigned hearing March 6, 1974 (3 days), at Birmingham, Ala., in a hearing room to be later designated.
- MC 115840 Sub 79, Colonial Fast Freight Lines, Inc., now being assigned hearing

March 11, 1974 (1 week), at Birmingham, Ala., in a hearing room to be later designated.

MC 111201 Sub-16, J. N. Zellner & Son Transfer Co., now being assigned March 11, 1974 (3 days), at Atlanta, Ga., in a hearing room to be later designated.

MC 39568 Sub-10, Arrow Transfer & Storage Company, now being assigned March 14, 1974 (2 days), at Atlanta, Ga., in a hearing room to be later designated.

MC 103926 Sub-29 W. T. Mayfield Sons Trucking Company, now being assigned hearing March 18, 1974 (1 week), at Atlanta, Ga., in a hearing room to be later designated.

MC-128944 Sub 11, Reliable Truck Lines, Inc., & MC-136678, Alabama Tennessee Express, Inc., is continued to March 5, 1974, at the Parliament House Motor Hotel, 420 South 20th Street, Birmingham, Ala.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-1585 Filed 1-17-74; 8:45 am]

FOURTH SECTION APPLICATION FOR RELIEF

JANUARY 15, 1974.

An application, as summarized below, has been filed requesting relief from the requirements of section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of Practice (49 CFR 1100.40) and filed on or before February 4, 1974.

FSA No. 42794—Resin Plasticizers to Cincinnati, Ohio. Filed by Southwestern Freight Bureau, Agent (No. B-456), for interested rail carriers. Rates on resin plasticizers, in tank-car loads, as described in the application, from specified points in Texas, to Cincinnati, Ohio.

Grounds for relief—Market competition.

Tariff—Supplement 85 to Southwestern Freight Bureau, Agent, tariff 355-C, I.C.C. No. 5062. Rates are published to become effective on February 12, 1974.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-1582 Filed 1-17-74; 8:45 am]

[Notice 6]

MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

Synopses of orders entered by the Motor Carrier Board of the Commission

pursuant to sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before February 7, 1974. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-74863. By order of January 14, 1974, the Motor Carrier Board approved the transfer to Rose Petroleum Transports, Inc., Detroit, Mich., of Certificates No. MC-134070 (Sub No. 2) and MC-134070 (Sub No. 4) issued to Lew Rose, d.b.a. Lew Rose Petroleum Transport, Detroit, Mich., authorizing the transportation of: Molten sulphur in bulk, from specified points in Michigan, to designated points in Ohio. Miss Wilhelmina Boersma, Attorney, 1600 First National Federal Bldg.,

No. MC-FC-74876. By order of January 14, 1974, the Motor Carrier Board approved the transfer to Pagliughi Trucking, Inc., Vineland, N.J., of Permits No. MC-83975 (Sub-No. 2) and No. MC-83975 (Sub-No. 4) issued to Cumberland Automobile & Truck Company, Inc., Vineland, N.J., authorizing the transportation of: Commodities of a general commodity nature, between specified points and areas in Pennsylvania, New Jersey, Connecticut, Massachusetts, Delaware, and New York. Robert B. Pepper, Practitioner, 168 Woodbridge Ave., Highland Park, N.J. 08904.

No. MC-FC-74881. By order of January 14, 1974, the Motor Carrier Board approved the transfer to Marinel Transportation, Inc., North Chelmsford, Mass., of the operating rights in Certificate No. MC-116648 issued March 17, 1958, to A. A. Vautier, doing business as Pelham Transport Service, Pelham, N.H., authorizing the transportation of passengers and their baggage, and express, and newspapers, in the same vehicle with passengers, over regular routes between

Pelham, N.H., and Lowell, Mass., and between Salem Depot, N.H., and Nashua, N.H. Frank Daniels, 15 Court Square, Boston, Mass. 02108, attorney for applicants.

No. MC-FC-74896. By order of January 14, 1974, the Motor Carrier Board approved the transfer to Tualatin Valley Transport, Inc., Hillsboro, Ore., of the operating rights in Certificate No. MC-5920 issued May 21, 1952, to Bill Sanders, doing business as Tualatin Valley Transport, Hillsboro, Ore., authorizing the transportation of general commodities, usual exceptions, over regular routes, between Portland, Ore., and Forest Grove, Ore., between Forest Grove and Banks, Ore., and, over irregular routes, between Portland, Ore., on the one hand, and, on the other, Hillsboro, Ore., and points within 15 miles of Hillsboro; and raw forest products, between points in Multnomah, Clatsop, Columbia, Washington, Yamhill, Clackamas, and Marion Counties, Ore. Lawrence V. Smart, Jr., 419 N.W. 23rd Avenue, Portland, Ore. 97210, attorney for applicants.

No. MC-FC-74901. By order of January 14, 1974, the Motor Carrier Board approved the transfer to Charles W. Tanner, doing business as Tanner Truck Line, Wamego, Kansas 66547, of Certificates Nos. MC-36443 and Sub-Nos. 2 and 3 issued June 4, 1957, April 16, 1958, and November 30, 1962, respectively, to Warren Moege, doing business as Moege Truck Line, Wamego, Kansas, authorizing the transportation of general and specified commodities from and to points in specified territories in Kansas, Missouri, and Nebraska.

No. MC-FC-74908. By order of January 14, 1974, the Motor Carrier Board approved the transfer to Howard M. Knutson, doing business as Knutson Truck Line, East Grand Forks, Minn., of the operating rights in Permit No. MC-116822, issued November 15, 1972, to Robert Kringen, doing business as Kringen Truck Line, Grand Forks, N.D., authorizing the transportation of manufactured dry fertilizer and insecticides from Grand Forks, N.D., to 14 counties in Minnesota. E. J. Hanson, Box 1177, Grand Forks, N.D. 58201, Representative for applicants.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.74-1583 Filed 1-17-74; 8:45 am]

CUMULATIVE LIST OF PARTS AFFECTED—JANUARY

The following numerical guide is a list of parts of each title of the Code of Federal Regulations affected by documents published to date during January.

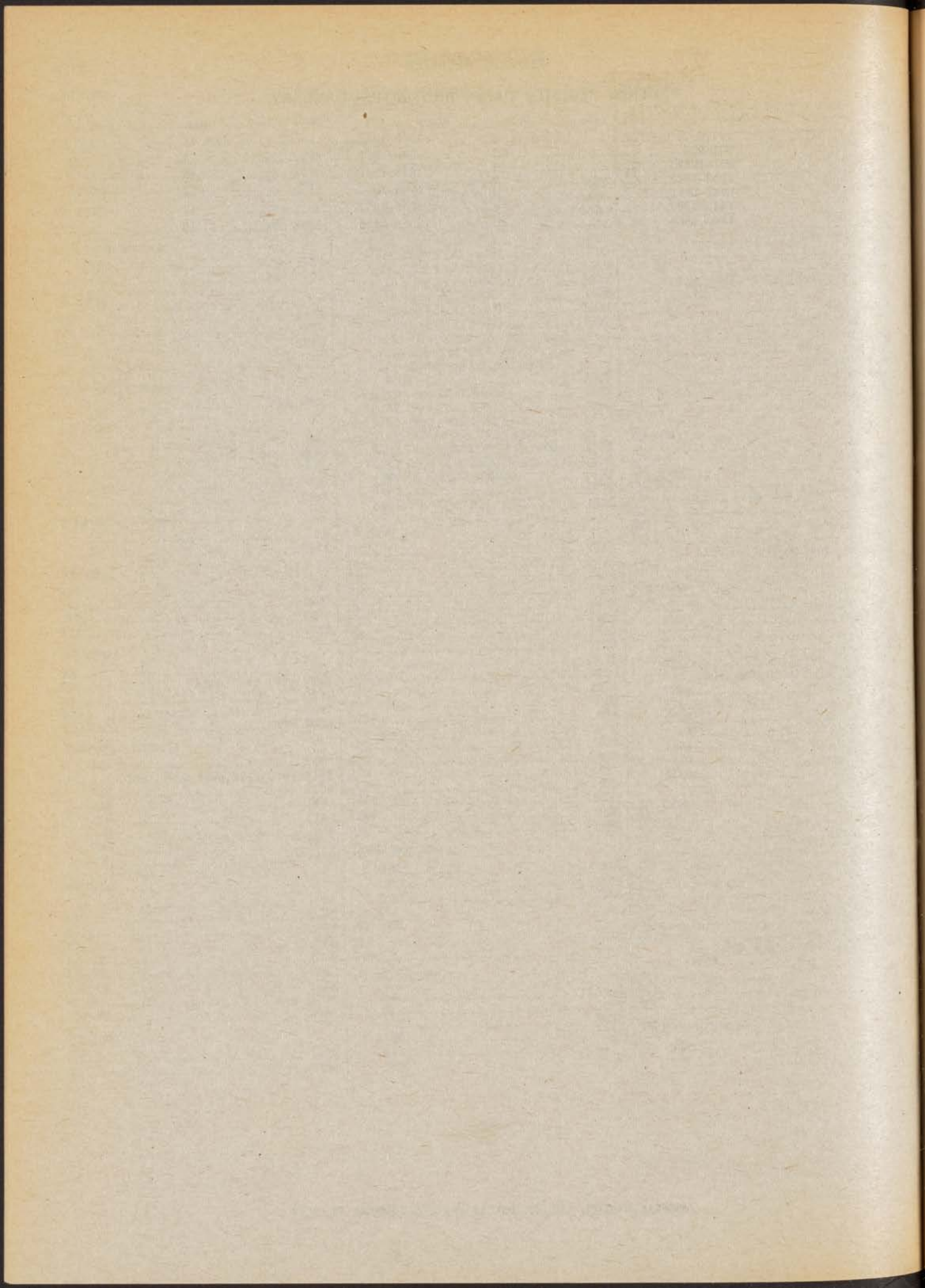
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408	1454	405	926	1084	2276
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Federal register

FRIDAY, JANUARY 18, 1974

WASHINGTON, D.C.

Volume 39 ■ Number 13

PART II



DEPARTMENT OF LABOR

Employment Standards
Administration



Federal and Federally Assisted Construction

General Wage Determination Decisions,
Modifications and Supersedeas
Decisions

DEPARTMENT OF LABOR

Employment Standards Administration
FEDERAL AND FEDERALLY ASSISTED
CONSTRUCTION

Minimum Wage Determinations

General wage determination decisions. General Wage Determination Decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed in construction activity of the character and in the localities specified therein.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24-70) containing provisions for the payment of wages which are dependent upon determinations by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of 29 CFR, Procedure for Predetermination of Wage Rates (37 FR 21138), and of Secretary of Labor's Orders 12-71 and 15-71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determinations frequently and in large volume causes these procedures to be impractical and contrary to the public interest.

General Wage Determination Decisions are effective from their date of

publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR, Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

Modifications and supersedeas decisions to general wage determination decisions. Modifications and Supersedeas Decisions to General Wage Determination Decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the Modifications and Supersedeas Decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24-70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of 29 CFR, Procedure for Predetermination of Wage Rates, (37 FR 21138), and of Secretary of Labor's Orders 13-71 and 15-71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing General Wage Determination Decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Modifications and supersedeas decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Office of Special Wage Standards, Division of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rule-making procedures prescribed in 5 U.S.C. 553 has been set forth in the original general wage determination decision.

New general wage determination decisions. New General Wage Determination Decision No. AQ-4051 for the State of Tennessee.

Modifications to general wage determination decisions. The numbers of the decisions being modified and their dates of publication in the FEDERAL REGISTER are listed with each State:

California:		
AQ-1058, AQ-1059	-----	Nov. 30 1973
Massachusetts:		
AQ-3026	-----	Oct. 19, 1973
AQ-3038, AQ-3039, AQ-3040, AQ-3041, AQ-3042, AQ-3043, AQ-3044, AQ-3045	-----	Nov. 23, 1973
AQ-3073	-----	Jan. 4, 1974
Tennessee:		
AQ-4011	-----	Sept. 21, 1973
AQ-4014, AQ-4015	-----	Oct. 5, 1973
Washington:		
AQ-1067, AQ-1068, AQ-2035, AQ-2036	-----	Dec. 21, 1973

Supersedeas decisions to general wage determination decisions. The numbers of the decisions being superseded and their dates of publication in the FEDERAL REGISTER are listed with each State; Supersedeas Decision numbers are in parentheses following the number of the decisions being superseded:

Georgia:		
AP-150 (AQ-4052)	-----	Feb. 2, 1973
Montana:		
AQ-1042 (AQ-1070)	-----	Sept. 28, 1973

Signed at Washington, D.C., this 11th day of January 1974.

RAY J. DOLAN,
Assistant Administrator,
Wage and Hour Division.

NEW DECISION

STATE: Tennessee
 COUNTY: Knox
 DECISION NO.: AQ-1051
 DATE: Date of Publication
 DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories.

47-R-Tenn-1-4.

	Basic Hourly Rates	Hiring Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
Air conditioning and heating mechanics	\$4.15				
Bricklayers	7.16				
Carpenters	5.25				
Electricians	3.75				
Drywall finishers	5.54				
Drywall hangers	5.77				
Ironworkers, reinforcing	4.10				
Laborers:					
Laborers	2.78				
Mason tenders	3.63				
Painters, brush	5.27				
Plumbers	4.35				
Roofers	4.26				
Sheet metal workers	4.84				
Soft floor layers	4.75				
Tile setters	5.50				
Truck drivers	2.89				
Power Equipment Operators:					
Air compressors	4.50				
Backhoes	4.06				
Bulldozers	4.50				
Forklifts	3.84				
Front end loaders	4.50				
Graders	4.50				

Modifications page 1

Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Pensions	Vacation	App. Tr.
				Others
\$8.72	.85	.58	1.00	.05
7.50	.50	.70		.10
6.90	.65	.50	.65	
5.90	.65	1.35	.80	
7.54	.65	.65		
5.65	.65	1.35	.80	
6.155	.395	1.35	.50	
5.75	.65	1.35	.80	
9.80	.60	1 1/4 .50		.02
11.05	.60	1 1/4 .50		.02
7.68	.41	.55	.66	.05
5.65	.65	1.35	.80	
6.55	.65	.60	1.00	
6.90	.65		.80	
6.515	.395	1.35	.70	

DECISION #AQ-1058 - Mod. #3
(38 FR 33216 - November 30, 1973)
Alameda, Alpine, Amador, Butte,
Calaveras, Colusa, Contra Costa,
Del Norte, El Dorado, Fresno, Glenn,
Humboldt, Kings, Lake, Lassen,
Madera, Marin, Mariposa, Mendocino,
Merced, Modoc, Monterey, Napa, Nevada,
Plumas, Placer, Sacramento, San
Benito, San Francisco, San Joaquin,
San Mateo, Santa Clara, Santa Cruz,
Shasta, Sierra, Siskiyou, Solano,
Sonoma, Stanislaus, Sutter, Tehama,
Trinity, Tulare, Tuolumne, Yolo and
Yuba Counties, California

Change:

Bricklayers; Stonemasons;
Del Norte, Humboldt, Lake, Marin,
Mendocino, Napa, San Francisco,
San Mateo, Siskiyou, Solano,
Sonoma and Trinity Counties
Brick Tenders:
Alameda and Contra Costa Counties
Marin County
Napa County
San Benito, Santa Clara, and
Santa Cruz Counties
Lassen, Modoc, Shasta, Siskiyou,
Tehama and Trinity Counties
Alpine, Amador, Eldorado, Nevada,
Placer, Sacramento, Sierra and
Yolo Counties
Stanislaus and Tuolumne Counties
Electricians:
Contra Costa County:
Electricians
Cable splicers
Glaziers:
Merced (Remainder of County),
Fresno, Kings, Madera and Tulare
Counties
Plaster Tenders:
Fresno, Kings and Madera Counties
Marin County
Napa County
Alpine, Amador, Eldorado, Nevada,
Placer, Sacramento, Sierra and
Yolo Counties

Modifications page 2

Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Pensions	Vacation	App. Tr.
Others				
	.50	.65	1.00	
	.60	.55		
	.65	1.35		
	.65	1.35	.80	
	.65	1.35	.80	
	.38	.87	12%	.035
	.85	.58	1.00	
	.65	1.35		
	.35	.50	6.4%	

DECISION #AQ-1058 (Cont'd)

San Francisco and San Mateo Cos.
Santa Cruz County
Monterey County
Lassen, Modoc, Shasta, Siskiyou,
Tehama and Trinity Counties
Stanislaus and Tuolumne Counties
Sheet Metal Workers:
Alameda and Contra Costa Counties
Terrazzo Workers:
Alameda, Contra Costa, Del Norte,
Humboldt, Lake, Marin, Mendocino,
Napa, San Francisco, San Mateo,
Siskiyou, Solano, Sonoma and Trinity
Counties

Add:

Brick Tenders:
Fresno, Kings and Madera Counties
Glaziers:
Del Norte and Humboldt Counties

HYDRAULIC SUCTION DREDGES

BARGE MEN; Deckhand; Fireman; Leveehand;

Oilier

Area 1
Area 2
Area 3
Area 4

WINCH MAN (stern winch on dredge)

Area 1
Area 2
Area 3
Area 4

DECKMATE

Area 1

Area 2

Area 3

Area 4

WATCH ENGINEER; Welder

Area 1

Area 2

Area 3

Area 4

LEVERMAN

Area 1

Area 2

Area 3

Area 4

CLAMSHELL AND DIPPER DREDGING

(New Construction)

DECKHAND; Fireman; Oilier

Area 1

Area 2

Area 3

Area 4

DECK ENGINEERS

Area 1

Area 2

Area 3

Area 4

WELDER, Mechanic Welder

Area 1

Area 2

Area 3

Area 4

CLAMSHELL OPERATOR (up to and incl. 7

cu. yds. m.r.c.) (Long Boom Pay)

Area 1

Area 2

Area 3

Area 4

DECISION #AQ-1058 (Cont'd)

CLAMSHELL OPERATOR (over 7 cu. yds.

m.r.c.) (Long Boom Pay)

Area 1

Area 2

Area 3

Area 4

CLAMSHELL AND DIPPER DREDGING

(All other Clamshell and Dipper

Dredging)

BARGE MAN; Deckhand; Leveehand; Fireman;

Oilier

Area 1

Area 2

Area 3

Area 4

WINCHMAN (stern winch on dredge)

Area 1

Area 2

Area 3

Area 4

DECKMATE

Area 1

Area 2

Area 3

Area 4

WATCH ENGINEER; Welder

Area 1

Area 2

Area 3

Area 4

LEVERMAN

Area 1

Area 2

Area 3

Area 4

FOOTNOTES:

Five Centers designated: - City Halls of Oakland, San Francisco, Sacramento, Stockton California and Salt Lake City, Utah.

Area 1 - Up to 20 road miles from said centers

Area 2 - More than 20 road miles to and including 30 road miles from said centers

Area 3 - Outside of 30 road miles from said centers

Area 4 - An area extending 25 road miles from shoreline of Lake Tahoe

Modifications page 6

DECISION #AQ-1059 (Cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Sheet Metal Workers: Alameda and Contra Costa Counties	\$8.475	.38	.87	12%	.035
Terrazzo Workers: Alameda, Contra Costa, Del Norte, Humboldt, Marin, Napa, San Francisco, San Mateo, Solano and Sonoma Cos.	8.23	.85	.58	1.00	
Add: Brick Tenders: Fresno County	6.05	.65	1.35		
Tuolumne County	5.75	.65	1.35	.80	
Glaziers: Del Norte and Humboldt Counties	6.48	.35	.50	6.4%	

DECISION #AQ-3,026 - Mod. #5
(38 FR 29125 - October 19, 1973)
Plymouth County, Massachusetts

Change:
Electricians:
Hingham, Hull
Line construction:
Hingham:
Linemen
Equipment operators
Groundman
Footnote:
e. 7 paid holidays: A through F, & Bunker Hill Day, provided the employee has been employed 5 working days prior to any one of the listed holidays.

	9.45	.50	1%+.95		.05
	9.50	.30	1%	e	
	8.91	.30	1%	e	
	5.92	.30	1%	e	

Modifications page 5

DECISION #AQ-1059 - Mod. #3 (38 FR 33230 - November 30, 1973)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Alameda, Amador, Calaveras, Contra Costa, Del Norte, Eldorado, Fresno, Humboldt, Lassen, Marin, Mariposa, Merced, Modoc, Monterey, Napa, Nevada, Placer, Sacramento, San Benito, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Shasta, Solano, Sonoma, Sutter, Tehama, Tuolumne, Yolo and Yuba Counties, California	\$8.72	.85	.58	1.00	.05
Change: Bricklayers; Stonemasons: Del Norte, Humboldt, Marin, Napa, San Francisco, San Mateo, Solano and Sonoma Counties	7.50	.50	.70	.65	.10
Brick Tenders: Alameda and Contra Costa Counties	6.90	.65	1.35	.80	
Marin County	5.90	.65			
Napa County	7.54	.65	.65		
San Benito, Santa Clara and Santa Cruz Counties	5.65	.65	1.35	.80	
Lassen, Modoc, Shasta and Tehama Counties	6.155	.395	1.35	.50	
Amador, Eldorado, Nevada, Placer, Sacramento, and Yolo Counties	9.80	.60	1%+.50		.02
Electricians: Contra Costa County:	11.05	.60	1%+.50		.02
Electricians Cable splicers	7.68	.41	.55	.66	.05
Merced (Remainder of County) and Fresno County	5.65	.65	1.35	.80	
Plaster Tenders: Fresno County	6.55	.65	.60	1.00	
Marin County	6.90	.65		.80	
Napa County	6.515	.395	1.35	.70	
Amador, Eldorado, Nevada, Placer, Sacramento and Yolo Counties	7.30	.50	.65	1.00	
San Francisco and San Mateo Cos.	8.00	.60	.55		
Santa Cruz County	6.42	.65	1.35		
Monterey County	5.65	.65	1.35	.80	
Lassen, Modoc, Shasta and Tehama Counties	5.65	.65	1.35	.80	
Tuolumne County	5.65	.65			

Basic Hourly Rates	Fringe Benefits Payments				Others
	H & W	Pensions	Vacation	App. Tr.	
DECISION #AQ-3,038 - Mod. #3 (38 FR 32352 - November 23, 1973) Barnstable County, Massachusetts					
Change:					
Line construction:					
\$9.50	.30	1%	e		
7.04	.30	1%	e		
5.92	.30	1%	e		
8.91	.30	1%	e		
Footnote:					
e. 7 paid holidays: A through F, & Bunker Hill Day, provided the employee has been employed 5 working days prior to any one of the listed holidays.					
DECISION #AQ-3,039 - Mod. #3 (38 FR 32356 - November 23, 1973) Bristol County, Massachusetts					
Change:					
Line construction:					
9.50	.30	1%	e		
8.91	.30	1%	e		
7.04	.30	1%	e		
Footnote:					
e. 7 paid holidays: A through F, & Bunker Hill Day, provided the employee has been employed 5 working days prior to any one of the listed holidays.					
DECISION #AQ-3,040 - Mod. #3 (38 FR 32361 - November 23, 1973) Essex County, Massachusetts					
Change:					
Electricians:					
9.45	.50	1%+.95			.05
Lynn, Lynnfield, Nahant, Saugus, & Swampscott					
Line construction:					
9.50	.30	1%	d		
8.91	.30	1%	d		
7.04	.30	1%	d		
5.92	.30	1%	d		
Footnote:					
d. 7 paid holidays: A through F, & Bunker Hill Day, provided the employee has been employed 5 working days prior to any one of the listed holidays.					

Basic Hourly Rates	Fringe Benefits Payments				Others
	H & W	Pensions	Vacation	App. Tr.	
<p>DECISION #AQ-3,041 - Mod. #3 (38 FR 32366 - November 23, 1973) Middlesex County, Massachusetts</p> <p><u>Change:</u> Electricians: Remainder of County Line construction: Linemen Equipment operator Groundman Plumbers: Acton, Ayer (except portion lying west of the Greenville Branch of the Boston & Main RR), Bedford, Billerica, Boxboro, Burlington, Carlisle, Chelmsford, Dracut, Dunstable, Graniterville, Hudson, Littleton, Lowell, Pepperell, Tewksbury, Tyngsboro, Westford, & Wilmington Ashland, Belmont, Concord, Framingham, Holliston, Hopkinton, Lexington, Lincoln, Marlboro, Maynard, Natick, Sherborn, Stow, Sudbury, Waltham, Wayland, & Weston Footnote: d. 7 paid holidays: A through F, & Bunker Hill Day, provided the employee has been employed 5 working days prior to any one of the listed holidays.</p>					
\$9.45	.50	1%+.95			.05
9.50	.30	1%	d		
8.91	.30	1%	d		
5.92	.30	1%	d		
<p>DECISION #AQ-3,042 - Mod. #3 (38 FR 32372 - November 23, 1973) Middlesex County, Massachusetts</p> <p><u>Change:</u> Plumbers: Ashland, Belmont, Concord, Framingham, Holliston, Hopkinton, Lexington, Lincoln, Marlboro, Maynard, Natick, Sherborn, Stow, Sudbury, Waltham, Wayland, & Weston Acton, Ayer (except portion lying west of the Greenville Branch of the Boston & Main RR), Bedford, Billerica, Boxboro, Burlington, Carlisle, Chelmsford, Dracut, Dunstable, Graniterville, Hudson, Littleton, Lowell, Pepperell, Tewksbury, Tyngsboro, Westford, & Wilmington</p>					
9.17	.50	.40			.02
9.175	.53	.55			.025
9.17	.50	.40			.02

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Basic Hourly Rates	Fringe Benefits Payments				Others
	H & W	Pensions	Vacation	App. Tr.	
DECISION NO. AQ-2035 - MOD. #1 (38 FR 35218 December 21, 1973) Washington, D. C					
CHANGE: Electricians Plasterers	.35 .45	1 1/4%.35 .25			.10 .06
DECISION NO. AQ-2036 - MOD. #1 (38 FR 35143 December 21, 1973) Montgomery and Prince Georges Counties, Maryland; City of Alexandria, Virginia; Arlington and Fairfax Counties, Virginia and Dulles International Airport					
CHANGE: Electricians Plasterers	.35 .45	1 1/4%.35 .25			.10 .06

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Basic Hourly Rates	Fringe Benefits Payments				Others
	H & W	Pensions	Vacation	App. Tr.	
DECISION #AQ-1067 - Mod. #1 (38 FR 35194 - December 21, 1973) Statewide, Washington					
Change: BRICKLAYERS Pierce County ELECTRICIANS Island, San Juan, Skagit, Snohomish, and Whatcom Counties Electricians Cable Splicers MARBLE MASONS Grays Harbor, Pierce, and Pacific(northern part) Counties TERRAZZO WORKERS Grays Harbor, Pierce, and Pacific(northern part) Counties TILE SETTERS Grays Harbor, Pierce, and Pacific(northern part) Counties	.45 .45 .25 .25 .45 .45 .45 .45 .45 .45	.35 1% + .40 1% + .40 .35 .35 .35 .35 .35		.02 .01 .01 .02 .02 .02 .02	
DECISION #AQ-1068 - Mod. #1 (38 FR 35214 - December 21, 1973) Clallam, Grays Harbor, Island, Jefferson, King, Kitsap, Pierce, and Snohomish Counties, Washington					
Change: BRICKLAYERS Pierce County ELECTRICIANS Snohomish and Island Counties	.45 .25	.35 1%		.02	

SUPERSIDES DECISION

STATE: Georgia

COUNTIES: Fulton, Clayton, Cobb,
DeKalb and Gwinnett

DECISION NUMBER: AQ-4052

DATE: Date of Publication

Supersedes Decision No. AP-150 dated: February 2, 1973 in 38 FR 3254

DESCRIPTION OF WORK: Residential Construction consisting of single family
homes and garden type apartment up to and including 4 stories.

60-R-GA-C

RESIDENTIAL CONSTRUCTION

Air conditioning mechanics
 Asbestos workers
 Bricklayers
 Carpenters
 Concrete finishers
 Cement masons
 Drywall finishers
 Drywall hangers
 Electricians
 Ironworkers:
 Structural
 Ornamental
 Laborers:
 Laborers
 Asphalt raker
 Mason tenders
 Mortar mixers
 Pipelayers
 Powdermen
 Painters
 Plasterers
 Plumbers
 Power Equipment Operators:
 Asphalt rollers
 Asphalt spreader
 Air compressor
 Backhoe
 Bulldozers
 Forklift
 Lift-hoist
 Loaders
 Motor grader
 Pan-scraper
 Roofs
 Sheet metal workers
 Soft floor layers
 Stonemasons
 Tile setters
 Truck drivers

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
	\$4.18				
	3.00				
	5.87				
	4.35				
	5.47				
	5.37				
	6.00				
	6.00				
	4.74				
	4.13				
	3.88				
	2.89				
	3.00				
	3.55				
	3.83				
	3.90				
	6.10				
	4.27				
	6.24				
	5.14				
	3.67				
	3.45				
	3.50				
	4.55				
	4.00				
	3.25				
	4.19				
	4.58				
	4.04				
	4.00				
	5.65				
	4.45				
	4.53				
	6.00				
	6.10				
	3.00				

STATE: Montana

DECISION NUMBER: AQ-1070

COUNTIES: Statewide
DATE: Date of Publication

28, 1973, in 38 FR 27178

SUPERSEDES DECISION No. AQ-1042 dated September 28, 1973, in 38 FR 27178

DESCRIPTION OF WORK: Heavy and Highway Construction

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
CARPENTERS:					
Carpenters	\$6.36	.30	.45		.02
Piledriversmen; Sawfilers; Carpenters on charred and creosote wood	6.51	.30	.45		.02
CEMENT MASONS (Eastern Counties):					
Cement masons	5.99	.35	.15		
Grinder, bush hammer and clipping fan preparing finish surface; Epoxy	6.14	.35	.15		
CEMENT MASONS (Western Counties):					
Cement masons	6.24	.35	.15		
Grinder, bush hammer and clipping fan preparing finished surface; Epoxy	6.39	.35	.15		
ELECTRICIANS:					
Beaverhead, Jefferson, Madison and Silver Bow Counties	7.10	.30	1%		1/2%
Deer Lodge, Granite and Powell Counties	7.10	.30	1%		1/2%
Gallatin County	6.60	.20	1%		1/2%
Ravalli County	7.00	.20	1%		1/2%
Broadwater, Lewis and Clark and Meagher Counties	7.00		1%		1/2%
Electricians	6.80		1%		1/2%
Blaine, Hill, Liberty and Phillips Cos. Electricians	7.83	.32	1%		1/2%
Cascade, Chouteau, Glacier, Judith-Basin, Pondera, Teton and Toole Counties	8.08	.32	1%		1/2%
Electricians					
Cable splicers	7.00	.20	1%		1/2%
Flathead, Lake, Lincoln, Mineral, Missoula and Sanders Counties	7.40	.20	1%		1/2%
Electricians					
Cable splicers	7.42	.20	1%		1/2%
Big Horn, Carbon, Golden Valley, Musselshell, Powder River, Rosebud, Stillwater, Treasure and Yellowstone Counties	7.87	.20	1%		1/2%
Electricians					
Cable splicers	5.40		1%		1/2%
Fergus and Petroleum and Wheatland Cos. (Electrical contracts less than \$20,000)	6.10		1%		1/2%
(Electrical contracts \$20,000 or more) Park and Sweetgrass Counties	6.05	.20	1%		1/2%
(Electrical contracts less than \$25,000)	6.94	.20	1%		1/2%
(Electrical contracts over \$25,000)					

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NOTICES

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
ELECTRICIANS: (cont'd)					
Carter, Daniels, Dawson, Fallon, McCone, Prairie, Richland, Roosevelt, Sheridan, Valley and Wibaux Counties	\$6.80	.20	1%		1/2%
Custer and Garfield Counties	5.64		1%		1/2%
IRONWORKERS:					
Beaverhead, Broadwater, Deer Lodge, Gallatin, Granite, Jefferson, Lewis and Clark, (Southern half including Wolf Creek), Madison, Park, Powell, Ravalli, and Silverbow Counties	7.10	.40	.65		.05
Flathead, Glacier, Lake, Lincoln, Mineral, Missoula and Sander Counties	7.56	.48	.65		.05
Remaining Counties	7.03	.40	.65		.05
PAINTERS:					
Beaverhead, Jefferson, Madison and Silverbow Counties:					
Brush	5.56				
Roller, over 8 ft.	6.06				
Spray	8.34				
Big Horn, Carbon, Carter, Custer, Daniels, Dawson, Fallon, Garfield, Golden Valley, McCone, Musselshell, Petroleum, Phillips, Powder River, Prairie, Richland, Roosevelt, Rosebud, Sheridan, Stillwater, Treasure, Valley, Wibaux and Yellowstone Counties	5.84	.25	.20		.20
Brush	6.09	.25	.20		.20
Steel	6.82	.25	.20		.20
Spray					
Cascade, Chouteau, Fergus, Glacier, (excluding Glacier National Park), Judith Basin, Lewis & Clark N.E., Pondera, Teton and Toole Counties	5.85	.34	.30		.30
Brush on steel	6.35	.34	.30		.30
Spraying; Sandblasting	8.10	.34	.30		.30
Granite (Northern area, north limits of Phillipsburg), Lake (Southern area including City of Ronan), Mineral, Missoula, Powell (Northern Area through south limits of Helmsville), Ravalli and Sanders (Area south of Thompson Falls), Counties					
Brush; Spray; Sign painters	6.56	.30	.15		.15
Broadwater, Gallatin, Jefferson (N.E. of the City of Boulder), Lewis & Clark (Southern area including the City of Craig), Madison (East of the west limits of the City of Harrison), Meagher, Park, Sweetgrass and Wheatland Counties					
Brush	6.11	.25	.20		.20
Spray and steel	7.11	.25	.20		.20
Taping, hand	6.86	.25	.20		.20

PLUMBERS:	Fringe Benefits Payments					Basic Hourly Rates	EASTERN COUNTIES	WESTERN COUNTIES	ALL COUNTIES
	H & W	Pensions	Vacation	App. Tr.	Others				
Flathead, Lake, Lincoln, Mineral, Missoula and Sanders Counties	.35	.30		.05		\$6.93	Basic Hourly Rates	Basic Hourly Rates	
Blaine, Cascade, Chouteau, Fergus, Glacier, Hill, Judith Basin, Liberty, McGone, Meagher, Phillips, Pondera, Roosevelt, Teton, Toole and Valley Cos.	.35	.50		.04		7.35			
Beaverhead, Broadwater, Deer Lodge, Gallatin, Granite, Jefferson, Lewis & Clark, Madison, Park, Powell, Silverbow and Sweetgrass Counties	.25	.35		.05		7.50			
Big Horn, Carbon, Carter, Custer, Daniels, Dawson, Fallon, Garfield, Golden Valley, Musselshell, Petroleum, Powder River, Prairie, Richland, Rosebud, Sheridan, Stillwater, Treasure, Wheatland, Wibaux and Yellowstone Counties	.40	.40		1½		7.75			
SHEET METAL WORKERS:									
Blaine, Cascade, Chouteau, Glacier, Hill, Judith Basin, Liberty, Pondera, Teton and Toole Counties	.32	.10		.04		7.31			
Gallatin County	.32	.20		.02		7.05			
Broadwater, Jefferson, (N½ incl. City of Bottler), Lewis and Clark and Meagher Counties	.32	.20		.04		7.14			
Lake, Mineral, Missoula, Ravalli and Sanders Counties	.27	.20		.01		7.19			
Big Horn, Carbon, Carter, Custer, Daniels, Dawson, Fallon, Fergus, Garfield, Golden Valley, McGone, Musselshell, Petroleum, Phillips, Powder River, Park, Prairie, Richland, Roosevelt, Rosebud, Sheridan, Stillwater, Sweetgrass, Valley, Wheatland, Wibaux, Treasure and Yellowstone Counties	.32	.20		.02		7.05			
Beaverhead, Deer Lodge, Granite, Jefferson (S½), Madison, Powell, and Silver Bow Counties	.32	.20		.01		7.00			
Flathead and Lincoln Counties	.27	.20				7.17			

MONT-1-PRO-2-3-b

(1-4)

POWER EQUIPMENT OPERATORS

	Basic Hourly Rates		Fringe Benefits Payments				Fringe Benefits Payments			
	Basic Hourly Rates		H & W	Pensions	Vacation	App. Tr.	H & W	Pensions	Vacation	App. Tr.
Power Saw, Bucking	\$5.53	\$5.68	.37	.27	.03					
Power Saw, Felling	5.63	5.78	.37	.27	.03					
Powderman Helper	5.47	5.62	.37	.27	.03					
Powderman	5.93	6.08	.37	.27	.03					
Power Driven Wheelbarrow	5.47	5.62	.37	.27	.03					
Ripraper	5.53	5.68	.37	.27	.03					
Riprap Helper	5.37	5.52	.37	.27	.03					
Scafeaman	5.53	5.68	.37	.27	.03					
Sodblaster	5.47	5.62	.37	.27	.03					
Sodcutter-Hand Operated	5.37	5.52	.37	.27	.03					
Spike Driver, Single or Dual or Hand	5.53	5.68	.37	.27	.03					
Stake Jumper for Equipment	5.37	5.52	.37	.27	.03					
Switchmen	5.53	5.68	.37	.27	.03					
Tar Pot	5.47	5.62	.37	.27	.03					
Tool Checker, Toolhouseman	5.37	5.52	.37	.27	.03					
Welder	6.37	6.52	.37	.27	.03					
*Eastern Counties: Blaine-Carter-Custer-Daniels-Dawson-Fallon-Garffield-McCone-Petroleum-Phillips-Powder River-Prairie-Richland-Roosevelt-Sheridan-Valley and Wibaux										
*Western Counties: Beaverhead-Big Horn-Broadwater-Carbon-Cascade-Chouteau-Deer Lodge-Fergus-Flathead-Gallatin-Glacier-Golden-Valley-Granite-Hill-Jefferson-Judith Basin-Lake-Lewis & Clark-Liberty-Lincoln-Madison-Meagher-Mineral-Missoula-Musselshell-Park-Ponderosa-Powell-Ravalli-Rosebud-Sandwich-Silverbow-Stillwater-Sweet Grass-Teton-Toole-Treasure-Wheatland and Yellowstone										
A-Frame Truck Crane, Winch Truck and similar	\$6.86		.45	.45		.13		.45		
Air Compressor, Single	6.55		.45	.45		.13		.45		
Air Compressor, two or more	6.72		.45	.45		.13		.45		
Air Doctor	7.02		.45	.45		.13		.45		
Asphalt Paving Machine	7.02		.45	.45		.13		.45		
Asphalt Paving Machine Screed	7.02		.45	.45		.13		.45		
Automatic Finegrader, Guries and other similar types	7.15		.45	.45		.13		.45		
Belt Finish Machine	6.72		.45	.45		.13		.45		
Bit Grinder	7.02		.45	.45		.13		.45		
Bituminous Mixer Paving, Travel Plant or farm tractor mounted	6.61		.45	.45		.13		.45		
Boring Machine (small), jeep, pickup	7.02		.45	.45		.13		.45		
Boring Machine (large)	6.69		.45	.45		.13		.45		
Broom, self-propelled	7.53		.45	.45		.13		.45		
Cableway Highline	6.81		.45	.45		.13		.45		
Cement Silo	7.27		.45	.45		.13		.45		
Central Mixing Plants, Concrete dam & stationary	6.74		.45	.45		.13		.45		
Chain Bucket Loader	6.74		.45	.45		.13		.45		
Chip or Gravel Spreader, self-propelled	6.74		.45	.45		.13		.45		
Concrete Batch Plant, one & two mixers	7.02		.45	.45		.13		.45		
Concrete Batch Plant, three and four mixers	7.22		.45	.45		.13		.45		
Concrete Batch Plant, five mixers & over	7.42		.45	.45		.13		.45		
Concrete Batch Plant Oil, up to & incl. two mixers	6.54		.45	.45		.13		.45		
Concrete Batch Plant Oil, three mixers and over	6.85		.45	.45		.13		.45		
Concrete Bucket Dispatcher	7.02		.45	.45		.13		.45		
Concrete Curing Machine	7.02		.45	.45		.13		.45		
Concrete Finish Machine Paving	7.02		.45	.45		.13		.45		
Concrete Float-Spreader	7.02		.45	.45		.13		.45		
Concrete Mixer, three bags & under	6.61		.45	.45		.13		.45		
Concrete Mixer, four bags and over	6.78		.45	.45		.13		.45		
Concrete Power Saw, self-propelled	7.02		.45	.45		.13		.45		
Concrete Travel Batcher	7.02		.45	.45		.13		.45		
Conveyor Loader, up to & incl. 42" belt	6.60		.45	.45		.13		.45		
Conveyor Loader, over 42 inch belt	6.72		.45	.45		.13		.45		
Crane, to & incl. 80' boom with jib	7.18		.45	.45		.13		.45		
Crane, 81' to 130' boom	7.33		.45	.45		.13		.45		

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MONT-1-PEO-2-3-b

POWER EQUIPMENT OPERATORS (cont'd)

(2-6)

Basic Hourly Rates	Fringe Benefits Payments				Others
	H & W	Pensions	Vacation	App. Tr.	
Crane, 131' to 150' boom	.45	.45		.13	
Crane, 151' boom & over	.45	.45		.13	
Crane Oiler	.45	.45		.13	
Crusher	.45	.45		.13	
Crusher Oiler & Helper	.45	.45		.13	
Crusher Conveyor, when required	.45	.45		.13	
Distributor	.45	.45		.13	
DM 10, 15, or 20 Tractor pulling roller	.45	.45		.13	
Electric Overhead Cranes	.45	.45		.13	
Elevating Grader	.45	.45		.13	
Farm Type Tractor, up to & incl. 50 HP Engine	.45	.45		.13	
Farm Type Tractor, over 50HP Engine	.45	.45		.13	
Field Equipment Serviceman	.45	.45		.13	
Field Equipment Serviceman Helper	.45	.45		.13	
Forklift, on construction job site	.45	.45		.13	
Form Grader	.45	.45		.13	
Gradall	.45	.45		.13	
Grade Setter	.45	.45		.13	
Heavy Duty Drill, all types	.45	.45		.13	
Heavy Duty Driller Helper	.45	.45		.13	
Herman-Nelson Heaters & similar type	.45	.45		.13	
Hoist, Single drum	.45	.45		.13	
Hoist, two or more drums	.45	.45		.13	
Helicopter Hoist	.45	.45		.13	
Hot Plant	.45	.45		.13	
Hot Plant Fireman, when in Operation	.45	.45		.13	
Hot Plant Oiler, 100 ton per hour or over	.45	.45		.13	
Hydra lift and similar types	.45	.45		.13	
Industrial Locomotive all classes	.45	.45		.13	
Mechanic and/or Welder on job	.45	.45		.13	
Mechanic and/or Welder Helper on job	.45	.45		.13	
Mixermobile	.45	.45		.13	
Motor Patrol	.45	.45		.13	
Mountain Logger or similar type	.45	.45		.13	
Mucking Machine	.45	.45		.13	
Oiler-Driver, Tubber Tired Cranes	.45	.45		.13	
Oilers, other than Shovels & Cranes	.45	.45		.13	
Oiler, hoist house, dams	.45	.45		.13	
Pavement Breaker, Emeco & similar	.45	.45		.13	
Paving & Mixing Machine	.45	.45		.13	
Power Auger, Large Truck or Tractor Mounted	.45	.45		.13	
Power Mixer, single or double drum	.45	.45		.13	
Power Saw, Multiple cut, self-propelled	.45	.45		.13	
Pumpcrete or Grout Machine	.45	.45		.13	
Pumpman	.45	.45		.13	

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MONT-1-PEO-2-3-b

(3-4)

POWER EQUIPMENT OPERATORS (cont'd)

(3-4)

Basic Hourly Rates	Fringe Benefits Payments				Others
	H & W	Pensions	Vacation	App. Tr.	
Push Tractor	.45	.45		.13	
Quad Cat	.45	.45		.13	
Refrigerator Plant	.45	.45		.13	
Retort	.45	.45		.13	
Roller, on blade or hot mix oil paving	.45	.45		.13	
Roller, on other blade or hot mix paving	.45	.45		.13	
Roller, 25 ton or over	.45	.45		.13	
Ross & similar type carriers, on construction site	.45	.45		.13	
Rubber-tired Dozer	.45	.45		.13	
Rubber-tired Front End Loader, 1 yd. & under	.45	.45		.13	
Rubber-tired Front End Loader, 1 yd. to and incl. 3 yds.	.45	.45		.13	
Rubber-tired Front End Loader, over 3 yds. to and incl. 5 yds.	.45	.45		.13	
Rubber-tired Front End Loader, over 5 yds. to and incl. 10 yds.	.45	.45		.13	
Rubber-tired Front End Loader, over 10 yds. to and incl. 15 yds.	.45	.45		.13	
Rubber-tired Front End Loader, over 15 yds.	.45	.45		.13	
Scraper, DW 15, 20, 21 & similar type if power unit is not used	.45	.45		.13	
Scraper, single or twin engine pulling belly dump trailer	.45	.45		.13	
Scraper, single engine	.45	.45		.13	
Scraper, twin engine	.45	.45		.13	
Scraper, tandem engine	.45	.45		.13	
Self-propelled Sheepsfoot and similar type	.45	.45		.13	
Shovels, incl. all attachments, under 1 cu. yd.	.45	.45		.13	
Shovels, incl. all attachments, 1 cu. yd. to & incl. 3 cu. yd.	.45	.45		.13	
Shovels, incl. all attachments, over 3 cu. yd. to & incl. 5 cu. yd.	.45	.45		.13	
Shovels, incl. all attachments, over 5 cu. yd.	.45	.45		.13	
Shovel Oiler, 3 yds. & under	.45	.45		.13	
Shovel Oiler, over 3 cu. yds.	.45	.45		.13	
Slip form paver	.45	.45		.13	
Stiff leg derrick & guy derrick	.45	.45		.13	
Track-type front end loaders; up to & incl. 5 cu. yds.	.45	.45		.13	
Track-type front end loaders; over 5 cu. yd. to & incl. 10 cu. yd.	.45	.45		.13	
Track-type front end loaders, over 10 cu. yd. to & incl. 15 cu. yd.	.45	.45		.13	

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AQ-1070 P. 12

MONT-LINE CONSTRUCTION-2-3-C

(2-2)

MONT-1-TD-1-2-3-h

TRUCK DRIVERS

DW 20, DW 21, or EUCLID TRACTORS,
PULLING P.R. 21 or SIMILAR DUMP WAGONS:
To and incl. 25 cu. yds.
Over 25 cu. yds. to and incl. 30 cu.
yds.
Over 30 cu. yds. - additional \$.06
per hour each additional 5 cu. yds.
increment

SERVICEMEN

POWDER TRUCK DRIVER (bulk unloader type)

FLAT TRUCKS:

To and incl. 3 Tons
Over 3 tons Factory rating

FUEL TRUCK; SERVICE TIREMEN

LOWBOYS, FOUR-WHEEL TRAILER, FLOAT
SEMI-TRAILER

LUMBER CARRIERS, LIFT TRUCKS; Power
broom

WATER TANK DRIVERS, PETROLEUM PRODUCTS
DRIVERS:

2,500 gals. and under
Over 2,500 gals. to and incl. 4,500
gals.

Over 4,500 gals. to and incl. 6,000
gals.

Over 6,000 gals. to and incl. 8,000
gals.

Over 8,000 gals. to and incl. 10,000
gals.

Over 10,000 gals. - additional \$.08
per hour each additional 2,000 gals.
increment

WINCH, A-FRAME, SWEDISH CRANE, HYDRA-
LIFT, GROUTCRETE, AND COMBINATION
MULCHING, SEEDING AND FERTILIZING

TRUCK MECHANIC

(Flathead-Lake-Lincoln Counties)

LINE CONSTRUCTION

All construction of "B" fixture and
Steel Tower Transmission Lines with
capacity of 69 K.V. voltages & over,
switch yard and substation rated at
5000 K.V.A. & all work not covered
by Schedule "B".

SCHEDULE "A"

GROUNDMAN "B"

GROUNDMAN "A" (experienced)

HEAD GROUNDMAN; Powderman; Jackhammer-
Compressorman

LINE EQUIPMENT OPERATOR

LINEMAN

CABLE SPlicer

SCHEDULE "B"

All work for Power Utilities & R.E.A.'s
except work covered under Schedule "A"
all Highway Lighting, Street Lighting
& Motor Traffic Controlling.

JACKHAMMER-COMPRESSORMAN; Powderman;
Head Groundman

LINE EQUIPMENT OPERATOR

LINEMEN; Pole Sprayer

CABLE SPlicer

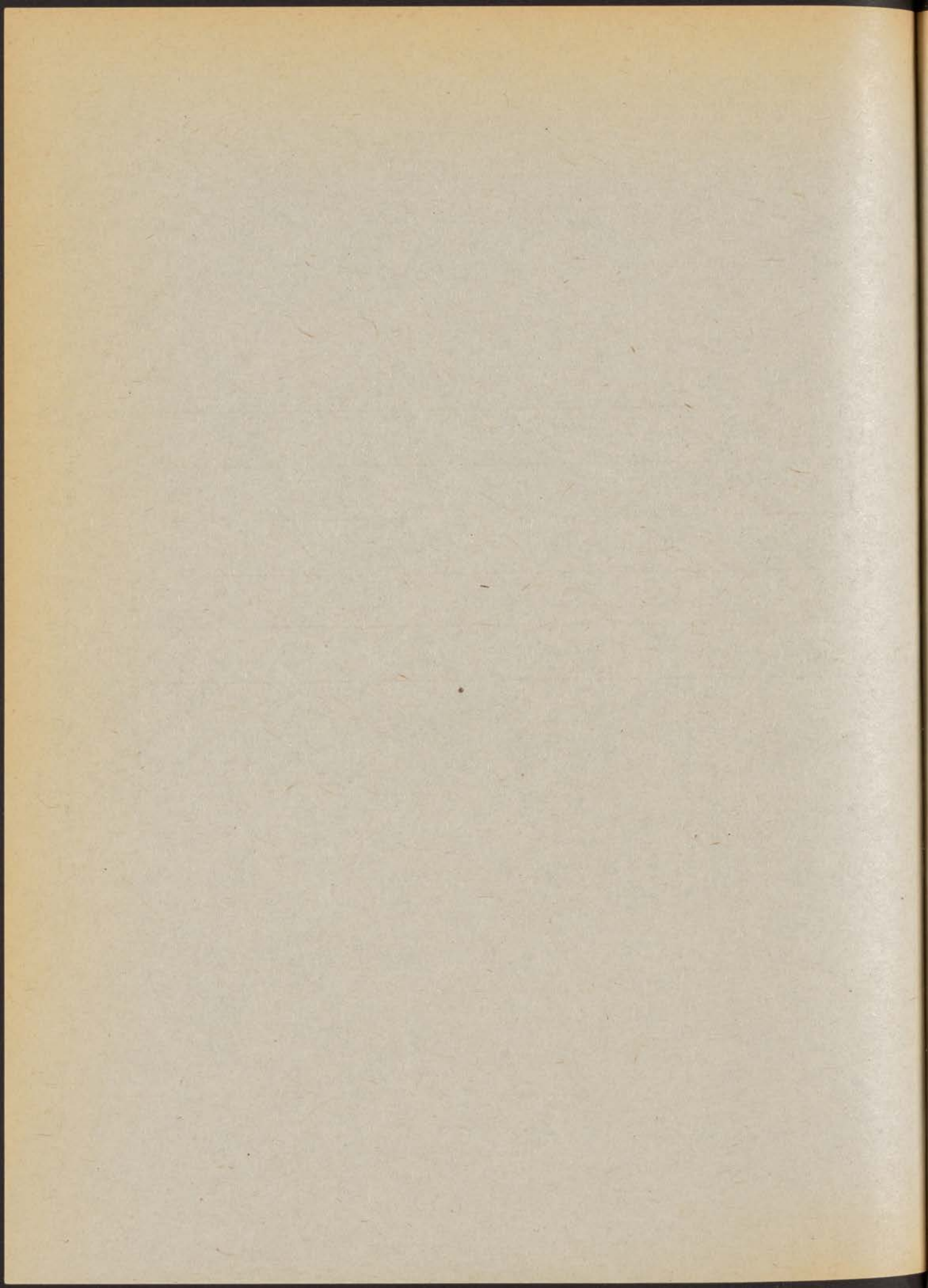
	Basic Hourly Rates	Fringe Benefits Payments				H & V	Basic Hourly Rates	Fringe Benefits Payments				H & V	Basic Hourly Rates
		Pensions	Vacation	App. Tr.	Others			Pensions	Vacation	App. Tr.	Others		
	\$6.54	.475	.325										
	6.60	.475	.325										
	6.79	.475	.325										
	6.23	.475	.325										
	6.05	.475	.325										
	6.40	.475	.325										
	6.52	.475	.325										
	6.40	.475	.325										
	6.14	.475	.325										
	6.05	.475	.325										
	6.34	.475	.325										
	6.54	.475	.325										
	6.60	.475	.325										
	6.68	.475	.325										
	6.30	.475	.325										
	6.79	.475	.325										
	4.61	.25	1%										
	5.31	.25	1%										
	5.65	.25	1%										
	6.50	.25	1%										
	7.58	.25	1%										
	8.43	.25	1%										
	5.13	.25	1%										
	5.88	.25	1%										
	6.67	.25	1%										
	7.48	.25	1%										

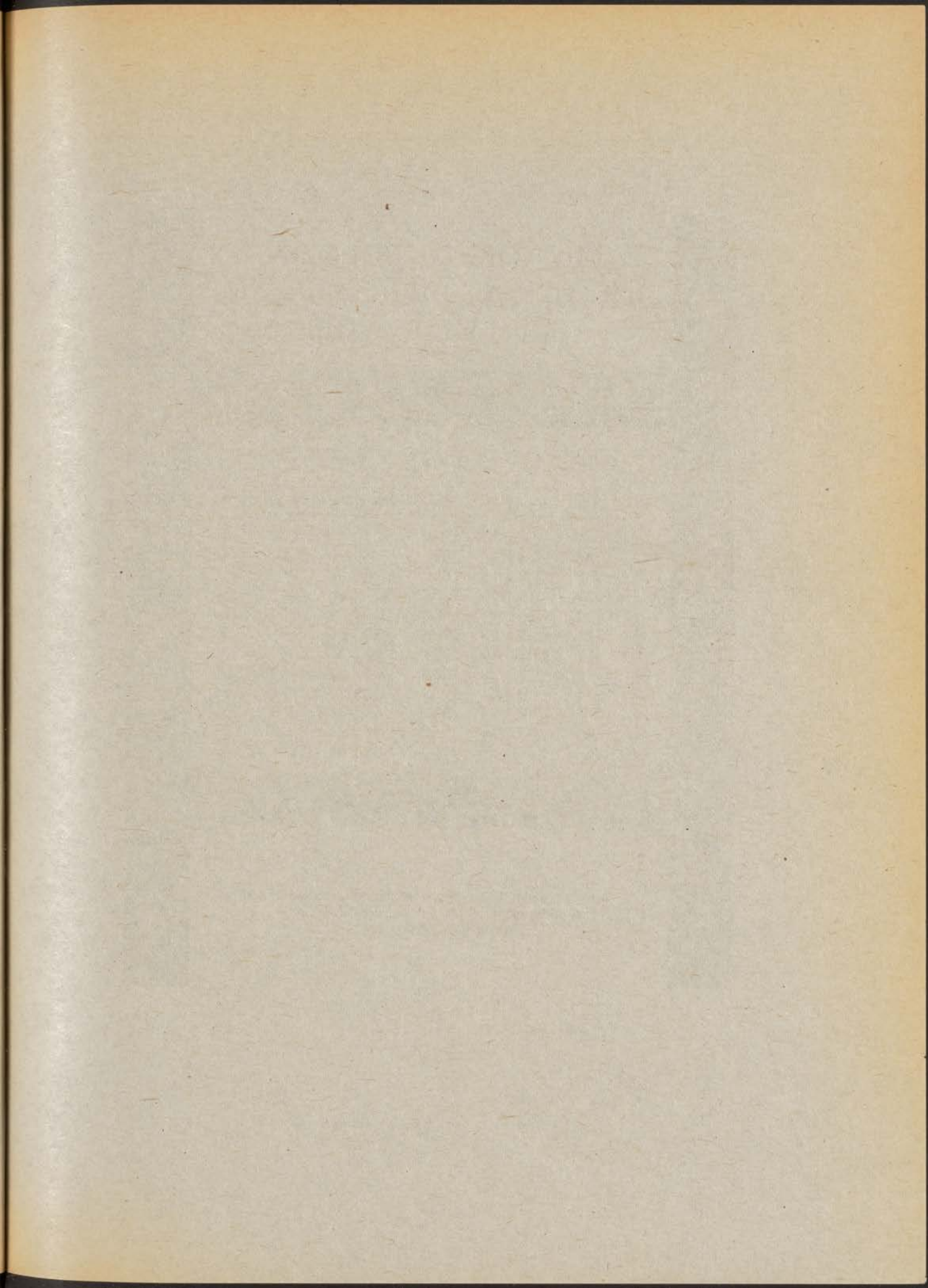
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REMAINING COUNTIES

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
LINE CONSTRUCTION: (Jobs 69,000 volts or less)					
Cable splicer	\$7.18	.25	1%		3/4%
Linemen	6.49	.25	1%		3/4%
Line equipment operators; Powdermen	6.38	.25	1%		3/4%
Experienced groundmen (2 yrs.); Truck drivers	5.05	.25	1%		3/4%
Groundmen	4.49	.25	1%		3/4%
(Jobs over 69,000 volts) and/or (projects of \$400,000 or over)					
Cable splicers	7.36	.25	1%		3/4%
Linemen; Pole sprayer	6.99	.25	1%		3/4%
Line equipment operators; Powdermen	6.42	.25	1%		3/4%
Groundmen	5.31	.25	1%		3/4%

[PR Doc. 74-1308 Filed 1-17-74; 8:45 am]





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